

**VILLAGE OF GROSSE POINTE SHORES
MINUTES OF VILLAGE COUNCIL MEETING
January 20, 2009**

A monthly Council meeting of the Village of Grosse Pointe Shores was held on Tuesday, January 20, 2009 in the first floor Council Room of the GPS Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by President Cooper.

ROLL CALL

Present: President James Cooper
Trustees Victoria Boyce, Brian Hunt,
Karl Kratz, Fred Minturn, Glenn Peters
and Linda Walton
Village Clerk Robert Graziani
Village Manager Brian P. Vick
Corporation Counsel Mark McInerney

Also present: Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Park Director James Cooke
Public Safety Director, Stephen Poloni
GPS Executive Asst. Laurie Duncan

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE DECEMBER 16, 2008 MEETING

The minutes of the December 16, 2008 Council meeting were approved on motion by Trustee Hunt, seconded by Trustee Kratz and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

No comment.

President Cooper at this time adjourned the meeting of the Village Council and convened a meeting of the Board of Zoning Appeals.

PUBLIC HEARING

2008-04; 50 Sunningdale (Mr. & Mrs. Michael Materna) – In the absence due to illness of Planning Commission Chair Mary Matuja, Council Liaison to the Planning Commission Linda Walton reported that Petitioners request a 2 foot variance to allow a maximum height of 32 feet for a new house construction. (The proposed variance, as modified, was unanimously recommended for approval by the Planning Commission at the 12/2/08 meeting).

Homeowner Michael Materna was present to answer questions regarding the project. He indicated that he learned there was an issue about the height of the house after the project had been approved and construction was started. The house was first designed with a 38' high roof line and that his architect apparently did not realize this violated the Village zoning ordinance. He commented that if he knew this in advance, he would not have accepted the architect's original design. After being informed their house was too high, construction was stopped and the architect then reduced the height to 34'. The Planning Commission declined to approve a 4' height variance, but agreed to support a 2' variance, since that would be the midpoint between the houses on either side (one house having been built before there was a height ordinance. Upon a question by Trustee Minturn, Mr. McInerney indicated that the practical difficulty that would support a variance was the fact that construction had been started before the height issues had been discovered, and that it would be difficult at the current state of construction to reduce the height to 30' without the house looking "sawed off". He emphasized that the 32' height was midpoint of the heights of the houses on either side.

Following further discussion, the requested 2' variance based on the practical difficulty described above was approved on motion by Trustee Kratz, supported by Trustee Boyce and carried as follows:

AYES: Trustees Kratz, Boyce, Minturn, Peters, and Walton

NAYS: Hunt

CALL FOR REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Trustee Minturn, seconded by Trustee Kratz.

AYES: Trustees Minturn, Kratz, Hunt, Boyce, Peters and Walton

NAYS: None

ABSENT: None

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

Public Safety Director Poloni reported on the following:

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Director Poloni reported that in an effort to control the coyotes in the area, the Public Safety Department is continuing to work with a trapper. Live traps have been set, but the coyotes seem to be avoiding them. If there is no success with the traps in a few days, they will come up with a second game plan.

C. Public Works

1. General Update

Director Smith reported on the following public works activities:

- The department has been extremely busy keeping up with the significant amount of snowfall and record low temperatures this month.
- Equipment is being maintained to keep up with the high demand of usage.

D. Park and Harbor

Director Cooke reported on the following park and harbor activities:

- The 2009 Winterfest Chili Cook-off is scheduled for Sunday, February 15th from 2 to 4 p.m. Chefs and participants are needed.
- A trip to Stratford this year is being planned. Council and residents will be kept advised on plans once they are completed.
- 2009 Boatwell Renewal Forms were mailed out early January. Mr. Cooke is trying to accommodate residents wishing to change wells, if possible.

Trustee Kratz reported that the Michigan DEQ held a public hearing on the request of the Grosse Pointe Yacht Club, supported by the Village, for permission to construct a new east wall opening to the harbor. He pointed out that we have a combined harbor with the Yacht Club, but that this is a GPYC Harbor project. He commented that the meeting was well attended and went well.

E. Legal Report

Charter Commission Update - Mr. McInerney reported that Governor Granholm in late December approved the proposed Charter for the new city, including the proposed name "Village of Grosse Pointe Shores, a Michigan City" submitted by the Charter Commission. He stated there will be an Election held on February 24, 2009 to 1) Approve the Charter; and if approved, 2) Elect a Mayor of the City and six Council Members. Mr. McInerney added that the Charter Commission will conduct a second public forum January 22, 2009 at 7:00 p.m. to discuss the new Charter, and that the Charter is available to view on the Village website and in addition will be published in the Grosse Pointe Times 2-3 weeks prior to the election.

Mr. McNerney indicated he had submitted a request for the Council to enter into Closed Session for the purpose of discussing pending litigation.

F. Manager's Report

Village Manager Brian Vick reported on the following:

- **Transition of new Village Manager** – Mr. Vick stated that the transition is going well. Finance Officer Rhonda Ricketts will be reporting on the bills and financial reports for a few months while he can take time to study and review them.
- **New Village Website** – The new website is currently up and running but is a work in progress which we will continuously work on to improve and update.
- **Budget** – Mr. Vick commented that he has started the process for the upcoming budget. Information from Wayne County indicates the state equalized values are looking to be reduced by 4.5% which is better than the 8% originally thought.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. Henry Woloson, a representative from an organization called Reform Michigan Government, came forward and stated that he was requested to talk on behalf of some of the organization's members from Grosse Pointe Shores regarding a FOIA request. He explained that this request is in regards to a 2010 ballot issue asking whether to call a Constitutional Convention. After Mr. Woloson gave a lengthy explanation of this proposal, President Cooper asked if there were other communities they have looked at for this study. Mr. Woloson indicated there are other communities they have contacted. Trustee Hunt asked if they have submitted any FOIA requests to any of these communities or any of the other Grosse Pointe cities. Mr. Woloson informed them they have not due to the fact that this was the only community the organization had requested information on so far.

NEXT MEETINGS

The next two meeting of the Council are scheduled for 7:00 p.m. Tuesday, February 17, and Tuesday, March 17, 2009.

CLOSED SESSION

President Cooper at this time indicated that there would be a recess in the Council meeting to allow the Council to enter into a Closed Session as requested by the Corporation Counsel. He then asked for a motion and a roll call for said purpose.

ROLL CALL VOTE ON CLOSED SESSION TO REVIEW WRITTEN OPINION OF COUNSEL

Motion to enter into Closed Session to review and discuss a written opinion of legal counsel was offered by Trustee Hunt, supported by Trustee Kratz and carried as follows:

AYES: Trustees Hunt, Kratz, Boyce, Minturn, Peters, and Walton

NAYS: None

ABSENT: None

The regular meeting was then recessed at 7:35 p.m. as the Council entered into closed session.

RETURN TO OPEN SESSION

After adjourning the Closed Session, President Cooper reconvened the Regular Meeting of the Council in open session at 7:55 p.m.

Motion to approve proposed settlement of pending litigation entitled *Pugliesi v Village of Grosse Pointe Shores* for \$18,900, as recommended by our insurance counsel (the entire settlement to be paid by the MMRMA) was made by Trustee Hunt, supported by Trustee Kratz and carried as follows:

AYES: Trustees Hunt, Kratz, Boyce, Minturn, Peters, and Walton

NAYS: None

ABSENT: None

ADJOURNMENT

The meeting of the Council was adjourned at 7:57 p.m. on motion by Walton, supported by Kratz and carried by unanimous vote.


Robert E. Graziani, Village Clerk

**VILLAGE OF GROSSE POINTE SHORES
MINUTES OF VILLAGE COUNCIL MEETING
February 17, 2009**

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ROLL CALL

Present: President James Cooper
Trustees Victoria Boyce, Brian Hunt,
Karl Kratz, Fred Minturn, Glenn Peters
and Linda Walton
Village Clerk Robert Graziani
Village Manager Brian P. Vick
Corporation Counsel Mark McInerney

Also present: Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Park Director James Cooke
Public Safety Director, Stephen Poloni
GPS Executive Assistant Laurie Duncan

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JANUARY 20, 2009 MEETING

The minutes of the January 20, 2009 Council meeting were approved on motion by Trustee Hunt, seconded by Trustee Kratz and carried by unanimous vote.

The minutes of the closed session of the Council held on January 20, 2009 after the conclusion of the public meeting were approved on motion by Trustee Hunt, seconded by Trustee Boyce, and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

No comment.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Trustee Minturn, seconded by Trustee Peters.

AYES: Trustees Minturn, Peters, Hunt, Boyce, Kratz, and Walton

NAYS: None

ABSENT: None

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

Public Safety Director Poloni reported on the following:

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Director Poloni reported that the recent attempt of trapping coyotes in the area was unsuccessful. After meeting with coyote experts from Michigan State University and the State of Indiana, they advised him it would be best to hold off trapping for now. They believe the female coyote has been out of site because she may be pregnant and that they should continue an attempt to capture them after she has her pups.

Director Poloni informed the council he attended the Annual Chiefs of Police Conference in Grand Rapids February 4-6. He was updated on some current laws and found the conference to be quite informative.

C. Public Works

1. General Update

Director Smith reported on the following public works activities:

- Public Works has been experiencing with a liquid brine solution made in the department to be sprayed on the roads before expected snow. The goal is to pre-treat the roads which will reduce overtime required for small snowfalls. Mr. Smith will keep the Council updated on the results of this experiment.
- The department saved approximately \$1,700 by installing a new floor in the hopper of one of the garbage trucks in house. This particular repair has been made in the past, however DPW was able to watch and learn from the company who replaced it prior and can now do it themselves.

- The cold patch crew has been quite busy keeping up with an increased amount of pot holes caused by bad weather this season. Mr. Smith then encouraged the reporting of any area that might need attention.
- Mr. Smith reported that as a member of the Wayne County Federal Aid Steering Committee (FAC), he is currently working on obtaining the distribution of stimulus dollars throughout Wayne County and will keep the Council updated regarding the progression of this project.

D. Park and Harbor

Director Cooke reported on the following park and harbor activities:

- The 2009 Winterfest Chili Cook-off held on February 15th was a success.
- Vernier Hill is open for sledding.
- The ice-rink is closed due to recent warmer weather. It will probably not reopen this season.
- The park is now accepting applications for summer employment.
- The park will begin taking picnic reservations beginning April 1st.
- The Easter Egg Hunt is scheduled for April 4th from 10-11:30 am.

E. Tree Board Update

Grosse Pointe Shores Forrester Brett Marshall reported on the following:

- The 2008 fall replacement of trees was completed in September/October. Monitoring of these trees will continue through this year's growing season.
- Injection of ash trees throughout the neighborhood will continue in spring to help slow down the progress of ash borer disease.
- Maintenance program will include tree trimming in zones 2 and 3 this year.
- Grosse Pointe Shores was approved for recertification as a "Tree City USA" for year 2009.
- Arbor Day is scheduled for May 3, 2009 in conjunction with the GPS Annual Fun Run.
- Researching ways to revise and update the Grosse Pointe Shores Tree Inventory Book.

F. Legal Report

Charter Commission Update

- Mr. McInerney reported that a second public forum was held on January 22, 2009. There were approximately 15 to 20 people in attendance, the meeting lasted about one-half hour and seemed to be helpful to those who attended.
- A copy of the proposed charter was published in the Grosse Pointe Times in its February 4, 2009 edition and went out to all Grosse Pointe Shores households. In

addition, it has been posted on the village web site and available at the village administrative offices to view.

- The City/Charter Election will be held on February 24, 2009 to 1) approve the Charter; and if approved, 2) Elect a Mayor of the City and six Council Members.

Mr. McInerney also reported that Judge William Giovan has assumed his position as Municipal Judge for Grosse Pointe Shores and is doing well.

G. Manager's Report

Village Manager Brian Vick reported on the following:

- **OPEB – Compliance with GASB Statements 43 and 45** – The Village Pension Commission has recommended that the Village Council utilize the services of Rodwan Consulting Company for actuarial services to meet the Other Post Employment Retirement Benefits (OPEB) requirements as specified in Statements 43 and 45 of the Governmental Accounting Standards Board. Rodwan Consulting Company provided a proposal to perform the actuarial valuation in the amount of \$7,500 which was approved on motion by Trustee Minturn, seconded by Trustee Kratz and carried by unanimous vote.,
- **Designation of Street Administrator** –Mr. Vick recommended that the Village Council adopt the prepared resolution designating Brian Vick as the Street Administrator for the Village of Grosse Pointe Shores and that the resolution be executed by the Village Clerk and forwarded to the Michigan Department of Transportation. On motion by Trustee Kratz, seconded by Trustee Peters, and carried by unanimous vote, this resolution was adopted and placed on file.
- **Resolution Adopting Provisions of the Reciprocal Retirement Act PA 88 of 1961** – Mr. Vick recommended that the Village Council adopt the prepared resolution designating the Village of Grosse Pointe Shores as a reciprocal municipal unit and that the executed resolution be forwarded to the Michigan Secretary of State within 10 days of adoption. Corporation Counsel McInerney also addressed this issue, and concurred with Mr. Vick's recommendation. On motion by Trustee Minturn, seconded by Trustee Boyce, and carried by unanimous vote this resolution was adopted and placed on file.
- **Fire Insurance Withholding Program** - Mr. Vick indicated he would like to discuss this item at the March Council Meeting after which the City/Charter Election would have taken place. It will then have been determined if we are becoming a city or remaining a village.
- **Comprehensive Development Plan** – Mr. Vick recommended that the Village Council specify that the Council will be the entity that will approve the Comprehensive Development Plan (more commonly known as the "Master Plan") as permitted by the Planning Enabling Act of 2008. Mr. McInerney had provided a memo to the Council on this issue, and indicated that an appropriate resolution and/or ordinance will be provided for consideration once the Council indicates its preference. On motion by Trustee Kratz, seconded by Trustee Boyce and carried by unanimous vote, the Council agreed that it would be the body to give final approval to the Master Plan.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. Dan Plouffe, a Fontana Road resident, voiced concern on the following items. 1) Clarification on Act 88 Resolution; 2) Coyotes in the community; and 3) The upcoming February 24, 2009 City/Charter Election.

Mr. John Armaly, a Colonial Road resident, asked for clarification regarding the passing of legislation in the procedure to become a city.

Ms. Florence McBrien, a Colonial Road resident commented on mistrust of the Council by certain members of the community. She also asked for better and updated information on the Village's website.

Mr. Gerard Miserendino, a Woodland Shore Drive resident, commented on the following: 1) Accessibility of information from the Village Office, 2) Recently generated e-mails regarding the Village Pension Fund and 3) Property Values.

At this point, President Cooper addressed the issue of the retirement and pension of Michael Kenyon to clarify some misinformation that has been circulating in the community recently. He stated that Mr. Kenyon had worked for the Village for 37 years and would fall under pension rules that were implemented well before the current Council took office. President Cooper stated that under rules applicable to all Village employees Mr. Kenyon was able to bank 200 sick days, but clarified that under pension rules these days were not used in the final calculation of his pension. In approximately 2005 Mr. Kenyon approached the Council in regards to a Deferred Retirement Option Plan ("DROP"), and he and the Village agreed to a plan (approved in public meetings of the Council) under which Mr. Kenyon's pay was frozen, a reduced pension payment was set aside, a firm retirement date was set, and an amendment to the overall pension plan favorable to the Village was enacted. This plan resulted in a \$30,000 to \$40,000 savings to the Village and allowed the Village to keep a good employee for four more years while taking time to find a qualified replacement for his position.

Mr. John Booth, a Lake Shore Road resident, commented over concern regarding the internal rate of return used in calculating future funding obligations for employee pension funds.

Dr. V.J. Dixit, a Lake Shore Road resident, spoke and would like to see more ways in getting community involvement within the village.

Ms. Gloria Anton, a Willison Road resident stated that she does not have access to the community channel due to not having Comcast Cablevision. She inquired about the future availability of AT&T carrying this channel. She also inquired about the Village's financial audit.

Mrs. Mary Matuja, a Lake Shore Road resident, addressed and thanked the Council for all their hard work and dedication to the village.

NEXT MEETINGS

The next two meeting of the Council are scheduled for 7:00 p.m. Tuesday, March 17, and Tuesday, April 21, 2009.

ADJOURNMENT

The meeting of the Council was adjourned at 8:15 p.m. on motion by Hunt, supported by Kratz and carried by unanimous vote.

A handwritten signature in cursive script, reading "Robert E. Graziani".

Robert E. Graziani, Village Clerk

RESOLUTION FOR DESIGNATION OF STREET ADMINISTRATOR

*This information is required by Act 51, P.A. 1951 as amended. Failure
to supply this information will result in funds being withheld.*

MAIL TO: Michigan Department of Transportation, Bureau of Finance
and Administration, P.O. Box 30050, Lansing, MI 48909.
or Fax to: 517-241-2589

NOTE: Indicate, if possible, where Street Administrator can usually be reached during normal
working hours, if different than City or Village Office. List any other office held by the Administrator.

Councilperson or Commissioner _____
offered the following resolution and moved its adoption:

Whereas, Section 13(7) of Act 51, Public Acts of 1951 provided that each incorporated city and village to which
funds are returned under the provisions of this section, that, "the responsibility for street improvements,
maintenance, and traffic operations work, and the development, construction, or repair of off-street parking facilities
and construction or repair of street lighting shall be coordinated by a single administrator to be designated by the
governing body who shall be responsible for and shall represent the municipality in transactions with the State
Transportation Department pursuant to this act."

Therefore, be it resolved, that this Honorable Body designate Brian Vick, Village Manager
_____ as the single Street Administrator for the City or Village of
Grosse Pointe Shores _____ in all transactions with the State Transportation Department
as provided in Section 13 of the Act.

Supported by the Councilperson or Commissioner KARL Kratz

Yeas KARL Kratz, Glenn Peters, Brian Hunt, Victoria Boyce, Fred Minturn
& Linda Walter

Nays None

I hereby certify that the foregoing is a true and correct copy of a resolution made and adopted at a regular meeting
of the governing body of this municipality on the 17th _____ day of
February 2009

CITY OR VILLAGE CLERK (SIGNATURE) <u>[Signature]</u>	EMAIL ADDRESS	DATE February 17, 2009
STREET ADMINISTRATOR (SIGNATURE) <u>[Signature]</u>	EMAIL ADDRESS bpvick@gpshoresmi.gov	DATE February 17, 2009
ADDRESS OF CITY OR VILLAGE OFFICE 795 Lake Shore Road		P.O. BOX
CITY OR VILLAGE Grosse Pointe Shores	ZIP CODE 48236	PHONE NUMBER (313) 881-6565

VILLAGE OF GROSSE POINTE SHORES
RESOLUTION ADOPTING PROVISIONS OF THE
RECIPROCAL RETIREMENT ACT. PUBLIC ACT 88

Facts

1. Michigan's Reciprocal Retirement Act, Public Act 88 of 1961, as amended, MCL §38.1101, *et seq.* ("the Act"), establishes a system under which a public employee covered under a retirement plan by a community which has adopted the Act may use his or her credited service from the preceeding employer in determining retirement eligibility from the succeeding employer, provided that the succeeding employer has adopted the Act.

2. The Act also permits an agreement between a previous employer and the succeeding employer to transfer from the plan assets of the one to the other of the greater of the accumulated contributions of the member or the present value of the retirement allowance payable by the preceding unit.

3. As part of its Employment Agreement with its new Manager, Brian P. Vick, the Village agreed to adopt the provisions of the Act in the Village. Such provisions may be adopted by resolution of the Village Council.


NOW, THEREFORE, IT IS RESOLVED by the Village Council that the Village of Grosse Pointe Shores adopts the provisions of Act 88 for Village employees covered by the Village's retirement plan. This adoption shall be regarded as effective December 22, 2008, the effective date of its Employment Agreement with Brian P. Vick.

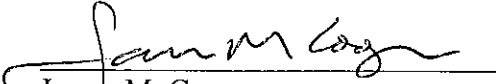
Passed: February 17, 2009

Ayes: 6

Nays: 0

Absent: _____


Robert E. Graziani
Village Clerk


James M. Cooper
Village President

**VILLAGE OF GROSSE POINTE SHORES
MINUTES OF VILLAGE COUNCIL MEETING
March 17, 2009**

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ROLL CALL

Present: President James Cooper
Trustees Victoria Boyce, Brian Hunt,
Karl Kratz, Fred Minturn, Glenn Peters
and Linda Walton
Village Clerk Robert Graziani
Village Manager Brian P. Vick
Corporation Counsel Mark McInerney

Also present: Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE FEBRUARY 17, 2009 MEETING

The minutes of the February 17, 2009 Council meeting were approved on motion by Trustee Hunt, seconded by Trustee Minturn and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Gloria Anton, a Willison Road resident questioned the time of the April 1, 2009 City Council Meeting. President Cooper confirmed that the first City Council meeting will be held at 8:00 a.m. on April 1, 2009, as required by the new Charter.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Trustee Walton, seconded by Trustee Minturn.

He then presented additional awards to Detective/Sgt Scott Rohr and PSO Terrance Brown. He also read a letter from Grosse Pointe Woods Chief of Police Mike Makowski commending Detective Daniel Pullen for his involvement in solving a case linked to their department.

D. Park and Harbor

In the absence of Park Director Cooke, Mr. Vick reported on the following park and harbor activities:

- 2009 park pass applications will be mailed to residents the first week in April.
- The park will begin taking picnic reservations beginning April 1st.
- Annual Easter Egg Hunt is scheduled for April 4th from 10-11:30 a.m.
- Harbor opens for the season on April 15th.
- Sharks Swim Team Kick-off is scheduled for Saturday, April 25th at Grosse Pointe North High School from 9 to 11 a.m.
- Grosse Pointe Shores Arbor Day Fun Run is scheduled for Sunday, May 3rd.
- All life guard positions have been filled for the 2009 season.

E. Legal Report

Charter Commission Update

- Mr. McInerney reported that the new proposed charter was approved at the February 24, 2009 election by 77% of the vote. After the election was certified by Wayne County, Secretary of State was formally notified as well as the Wayne and Macomb County Clerks. The new city comes into existence at 12:01 a.m. on April 1, 2009 at which time the village and two townships cease to exist. Under the law the new city succeeds to all the assets and liabilities of the village and townships. The first meeting of the Council will be held at 8:00 a.m. on April 1st at which time Wayne County Circuit Court Judge Lynne Pierce will swear in the newly elected Mayor and City Council Members.
- With the election certified, the charter commission completed its mission and are to be congratulated for all their hard work and dedication.

F. Manager's Report

Village Manager Brian Vick reported on the following:

- **Proposed City Budget**
Mr. Vick presented the proposed budget for the April, May, and June 2009 time period. He will be meeting with the incoming Finance Committee within the next 10 days, advertise for the required public hearing and hold the Public Hearing and adoption at the April 1, 2009 Council Meeting.
- **2009 Board of Review**

The 2009 Board of Review was held over a three day period with 102 people appealing. Taxable value within the community dropped a quarter of a million dollars (about 5% from the previous year). The taxable value reduction based on board of review was about \$50,000 in lost revenue to the village and the value of houses was reduced 3.3 million dollars.

- **Water Study**

Hubbell, Roth and Clark will be present at the April 21st Council Meeting for presentation of a water study (time to be determined).

G. PRESIDENT'S REPORT

President Cooper commented that tonight marks the last Council Meeting of the Village of Grosse Pointe Shores. He attended final meetings for Grosse Pointe Township as well as Lake Township. On behalf of all village residents, he thanked all Elected Officials, the Charter Commission, and Administration for all their hard work this past year. He also thanked all residents for their overwhelming support at the February 24th City/Charter Election, and then introduced incoming council members Mr. Ted Kedzierski and Dan Schulte. He then thanked outgoing trustees, Linda Walton, Glenn Peters, and Karl Kratz for a job well done.

OLD BUSINESS

- **Adoption of Ordinance No. 249**

Mr. McInerney recommended that the Village Council adopt ordinance No. 249 "Amendment to Village Master Plan Ordinance". On motion by Trustee Kratz, seconded by Trustee Minturn, and carried by unanimous vote this ordinance was adopted and placed on file.

- **Adoption of Master Plan Approval Process Resolution**

Mr. McInerney recommended that the Village Council adopt the prepared resolution directing that restated or amended master plan must be approved by Village Council prior to taking effect. On motion by Trustee Walton, seconded by Trustee Kratz, and carried by unanimous vote this resolution was adopted and placed on file.

NEW BUSINESS

- **Grosse Pointe Shores FY 2008-09 Year End Budget Adjustments**

On motion by Trustee Minturn, seconded by Trustee Hunt, and carried by unanimous vote the proposed Grosse Pointe Shores Fiscal Year 2008-09 Year End Budget Adjustments were approved.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. Bruce Vollmer, resident at 40 S. Edgewood, thanked Trustee Karl Kratz (Park and Harbor Liaison) for all his hard work, time, and dedication as the leader of the recently renovated

harbor project . He also suggested a "meet and greet" session be set up to allow residents to meet all city council candidates before future elections.

Mr. Mike Smith, resident at 15 Woodland Shore, thanked the Council for all their hard work and asked that everyone welcome council members Mr. Schulte and Mr. Kedzierski openly and equally with the other members.

NEXT MEETING

The first meeting of the City Council is scheduled for 8:00 a.m. Wednesday, April 1, 2009.

ADJOURNMENT

The meeting of the Council was adjourned at 7:40 p.m. on motion by Trustee Minturn, supported by Trustee Hunt and carried by unanimous vote.



Robert E. Graziani, Village Clerk

Notation: Minutes not approved due to changeover to City on 04/01/09.

VILLAGE OF GROSSE POINTE SHORES

ORDINANCE NO. 249

AMENDMENTS TO VILLAGE MASTER PLAN ORDINANCE

An ordinance to amend Sections 26-35 and 26-37 of the Village Code of Ordinances, part of the Village Planning Ordinance, to confirm that the Village Council shall be responsible for final approval of the Village Master Plan, amendments to or restatements of the Master Plan; to revise the process for enactment of the Master Plan; and to repeal inconsistent ordinances.

THE VILLAGE OF GROSSE POINTE SHORES ORDAINS:

I. Chapter 26 of the Code of Ordinances of the Village of Grosse Pointe Shores, which contains the Village Planning Ordinance, is amended so as to revise Section 26-35 and 26-37, which shall now provide as set forth below. The balance of Chapter 26 shall remain in force.

Sec. 26-35. Duty to make and adopt master plan; contents; publication; alterations.

- (a) It shall be the function and duty of the planning commission to prepare a master plan for the physical development of the village, including any areas outside of its boundaries which, in the planning commission's judgment, bear some relation to the planning of the village. The master plan shall be effective upon approval of the Council.
- (b) The master plan, with the accompanying maps, plats, charts and other descriptive matter, shall show the planning commission's recommendation for the development of such territory, including, among other things, the general location, character and extent of streets, viaducts, subways, bridges, waterways, floodplains and waterfronts, boulevards, parkways, playgrounds and open spaces, the general location of public buildings and other public property, the general location and extent of public utilities and terminals, whether publicly or privately owned or operated, for water, light, sanitation, transportation, communication, power and other purposes. The plan and accompanying materials shall also provide for the removal, relocation, widening, narrowing, vacating, abandonment, change of use or extension of any of the ways, grounds, open spaces, buildings, property, utilities or terminals as set forth in this subsection; the general location, character, layout and extent of community centers and neighborhood units; and the general character, extent and layout of the replanning and redevelopment of blighted districts and slum areas; as well as a zoning plan for the control of the height, area, bulk, location and use of buildings and premises.
- (c) As the work of preparing the whole master plan progresses, the planning commission may, from time to time, complete and recommend approval of a part

of such plan, which part shall cover one or more major sections or divisions of the village or one or more of the recommendations as set forth in subsection (b) of this section or other functional matters to be included in the plan.

- (d) The planning commission may, from time to time, recommend amendments, extensions or additions to, or a restatement of, the plan, under the same procedures for adoption of the plan itself.
- (e) As required by state law, at least every 5 years after adoption of the master plan, the Planning Commission shall review the master plan and determine whether to commence the procedure to amend the master plan or adopt a new master plan.

Sec. 26-37. Adoption of proposed master plan; notice; hearing; final approval by planning commission and council.

- (a) After preparing a proposed master plan, the planning commission shall submit the plan to the council for review and preliminary approval. Upon obtaining the council's preliminary approval, the planning commission shall submit copies of the proposed master plan for review and comment to the outside entities identified by state law. The submittals shall take place by first class mail or personal delivery, or by email under the requirements of state law. Such outside entities may submit comments on the proposed master plan to the planning commission within 63 days after the submission of the plan to them.
- (b) Before approving the proposed master plan, the planning commission shall hold at least one public hearing on the plan. The hearing shall be held after the expiration of the comment period for outside entities as identified in Sec. 26-37(a). Notice of the time and place of such hearing shall be given not less than 15 days prior to such hearing, by one publication in a newspaper of general circulation in the village. Notice of the hearing shall also be sent to the outside entities as identified in Sec. 26-37(a).
- (c) The final approval of the proposed master plan shall be by resolution of the planning commission carried by the affirmative votes of not less than two-thirds of the members of the planning commission. The resolution shall refer expressly to the maps and descriptive and other matter intended by the planning commission to form the whole or part of the plan. A statement recording the planning commission's approval of the master plan, signed by the chairperson or secretary of the planning commission, shall be included on the inside of the front or back cover of the master plan. Following approval of the proposed master plan by the planning commission, the secretary of the planning commission shall submit a copy of the master plan to the council.
- (d) After approval of the proposed master plan by the planning commission, the council shall approve or reject the proposed master plan. A statement recording

the council's approval of the master plan, signed by the clerk, shall be included on the inside of the front or back cover of the master plan. If the council rejects the proposed master plan, it shall submit to the planning commission a statement of its objections. The planning commission shall consider the council's objections, revise the master plan so as to address those objections, and then re-submit the plan to the council. These procedures shall be repeated until the council approves the proposed master plan.

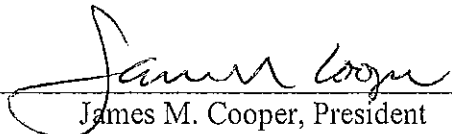
- (e) Upon final adoption of the master plan, the secretary of the planning commission shall submit copies of the adopted master plan to the outside entities to which copies of the proposed master plan were required to be submitted under Sec. 26-37(a).

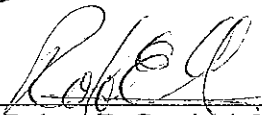
II. Miscellaneous Provisions

- a. Severability. If a word, clause, sentence, paragraph or part of this ordinance shall be found invalid or unconstitutionally by any court of competent jurisdiction, it shall not affect the remainder of this ordinance and such remainder shall remain in full force and effect.
- b. Inconsistent Ordinances Repealed. All ordinances or parts of ordinances in conflict, or inconsistent with this ordinance are hereby repealed.
- c. Effective Date; Publication. This ordinance shall take effect immediately upon publication of this ordinance, or a synopsis thereof, in a newspaper circulated in the Village of Grosse Pointe Shores, which publication shall be within 15 days after passage.

Passed:

March 17, 2009.


James M. Cooper, President


Robert E. Graziani, Village Clerk

VILLAGE OF GROSSE POINTE SHORES

RESOLUTION DIRECTING THAT RESTATED OR AMENDED MASTER PLAN MUST BE APPROVED BY VILLAGE COUNCIL PRIOR TO TAKING EFFECT

WHEREAS, in accordance with the requirements of state law the Village Planning Commission has been engaged in a review of the Village Master Plan, and is planning to propose an amended and restated Master Plan;

WHEREAS, Sections 26-35 and 26-37 of the Ordinance Code, part of the Planning Ordinance, seem to provide that a new, amended or restated Master Plan may be approved by the Planning Commission, without a requirement for final approval by the Village Council, although the Council is in the process of amending those sections to clarify its intention to approve or reject the Master Plan and to update procedures for the completion of the Plan.

WHEREAS, MCL §125.3843(3) provides that the Council may by resolution assert the right to approve or reject a Master Plan, including amendments to or restatements of existing Master Plans;

WHEREAS, the Council wishes to assert the right to approve or reject any such Master Plan, including an amendment to or restatement of a Master Plan;


NOW, THEREFORE, IT IS RESOLVED by the Village Council that the Council asserts the right to approve or reject the Village Master Plan, including any amendments to or restatements of the Plan.

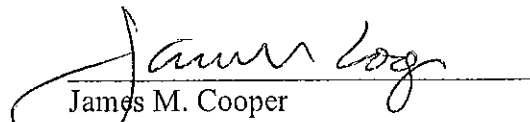
Passed: March 17, 2009

Ayes: 6

Nays: 0

Absent: 0


Robert E. Graziani
Village Clerk


James M. Cooper
Village President

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
April 1, 2009

Pursuant to Section 14.10 of the City Charter, the first meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Wednesday, April 1, 2009 in the first floor Council Room of the GPS Municipal Building, 795 Lake Shore Road, beginning at 8:00 a.m.

City Manager Brian P. Vick introduced Wayne County Circuit Court Judge Lynne A. Pierce to issue the oaths of office to the new City officials. The following persons elected by the citizens in the election of February 24, 2009 then took their respective oaths of office:

Mayor James Cooper
Council Member Victoria Boyce
Council Member Robert Graziani
Council Member Brian Hunt
Council Member Thaddeus Kedzierski
Council Member Fred Minturn
Council Member Daniel Schulte

Following the oaths of office, the initial meeting of the City Council was called to order at 8:07 a.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn,
And Daniel Schulte

Also present: City Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

PUBLIC COMMENT ON AGENDA ITEMS

The following residents spoke and raised questions and concerns on, but not limited to, 1) the selection process of Mayor Pro Tem, 2) governmental transparency, 3) Appointment of Committees, Commissions & Council Liaisons selection process, and 4) Board of Review appointments:

Janice Pemberton – 62 Michaux Court
Valerie Fitzsimons – 41 Colonial Road
Michael Smith – 15 Woodland Shore Drive
Jim Jacobs – 45 S. Edgewood

APPOINTMENTS OF CITY CLERK AND TREASURER

Mayor Cooper recommended that Finance Director Rhonda Ricketts be appointed as City Treasurer, and City Manager Brian P. Vick be appointed as City Clerk. On motion by Council Member Graziani and seconded by Council Member Hunt, this motion was unanimously carried.

APPOINTMENTS OF BOARDS, COMMITTEES, COMMISSIONS & COUNCIL LIAISONS

Under Section 14.8 of the City Charter, all Boards and Commissions of the former Village of Grosse Pointe Shores, and the members of those Boards and Commissions, continue in place unless and until replaced by the City Council. Mayor Cooper therefore proposed the appointment of a Mayor Pro Tem, members of the Finance Committee, the Election Commission, several Council liaisons, and a new member of the Planning Commission. After a brief discussion, a motion to confirm the appointments was offered by Council Member Minturn, supported by Council Member Graziani, and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt and Minturn

NAYS: Council Members Kedzierski, Schulte

ABSENT: None

As a result, the following persons were appointed to the following positions:

Mayor Pro Tem:	Council Member Brian J. Hunt
Election Commission:	Brian P. Vick, Chair
	Council Member Robert E. Graziani
	Council Member Fred Minturn
Budget and Finance Committee:	Mayor Pro Tem Brian J. Hunt, Chair
	Council Member Fred Minturn
	Council Member Thaddeus J. Kedzierski
Public Works Liaison:	Mayor Pro Tem Brian J. Hunt
Municipal Buildings Liaison:	Council Member Robert E. Graziani
Liaison to Beautification Committee:	Council Member Victoria J. Boyce
Public Relations Liaison:	Council Member Robert E. Graziani
Liaison to Senior Citizen Groups:	Council Member Victoria J. Boyce
Public Safety Liaison:	Mayor James M. Cooper
Park and Harbor Liaison:	Council Member Daniel T. Schulte
Liaison to GPS Improvement Foundation	Council Member Thaddeus J. Kedzierski
Liaison to Tree Board:	Council Member Victoria J. Boyce
Liaison to Planning Commission:	Council Member Victoria J. Boyce
Planning Commission Member:	Gary J. Mitchell

Mayor Cooper at this time convened a Public Hearing relating to the proposed April/May/June 2009 Budget.

PUBLIC HEARING ON PROPOSED APRIL/MAY/JUNE 2009 BUDGET

Mayor Cooper commented that a notice of Public Hearing on the proposed April/May/June 2009 Budget was published in a local newspaper as required by the city charter; that copies of the proposed budget have been available for public review in the municipal offices; and that the finance committee has met to review the proposed budget. He then invited public comment.

There being no written or public comments on the proposed budget, Mayor Cooper adjourned the Public Hearing.

ADOPTION OF APRIL/MAY/JUNE 2009 BUDGET

Mr. Vick discussed the previously distributed proposed budget. He reported that the incoming finance committee has met to review the budget and is recommending that the proposed April/May/June 2009 Budget be adopted. After further discussion, motion to adopt the proposed budget as presented was offered by Council Member Minturn, supported by Council Member Boyce and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt and Minturn

NAYS: Council Members Kedzierski, Schulte

ABSENT: None

FUTURE CITY COUNCIL MEETING DATES

Mr. Vick recommended that the proposed City Council Meeting dates (3rd Tuesday of each month) be approved as submitted and that the city clerk post the dates as required. On motion by Council Member Minturn, seconded by Council Member Hunt, and unanimously carried the dates were approved as submitted.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. Roman Hammes, representing Wayne County Commissioner Tim Killeen's office, introduced himself to the new city council and advised them to please contact the commissioner or himself with any concerns regarding the county.

Several more residents spoke and voiced concerns on the following:

- Governmental transparency
- Community involvement
- Appointment procedures
- Mayor Pro Tem selection process
- Requirement of Open Meetings Act

- Interpretation of the City Charter
- Pension costs
- Committee Member terms
- Construction of City Council Agenda

ADJOURNMENT

The meeting of the Council was adjourned at 9:20 a.m. on motion by Council Member Graziani, supported by Council Member Minturn and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL WORK SESSION
APRIL 21, 2009

A work session of the City Council regarding a water supply analysis and forecast was held on Tuesday, April 21, 2009 in the Whole Gallery Room of the Edsel & Eleanor Ford House, 1100 Lake Shore Road. The meeting was called to order at 6:00 p.m. by Mayor James Cooper.

ROLL CALL

Present: Mayor James M. Cooper
Council Members Victoria Boyce, Robert Graziani,
Brian Hunt, Thaddeus Kedzierski, Fred Minturn, and
Daniel Schulte

Also Present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Hubbell Roth & Clark Engineers Tom Biehl, Jamie Burton, and
Jesse VanDerCreek
Executive Assistant Laurie Duncan

Hubbell Roth and Clark Engineers presented a work supply analysis and forecast to City Council Members. The work session was adjourned on motion duly supported and carried by unanimous vote at 7:15 p.m.



Brian P. Vick, Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
April 21, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, April 21, 2009 in the Whole Gallery Room of the Edsel & Eleanor Ford House, 1100 Lake Shore Road. The meeting was called to order at 7:25 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn,
And Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni
Executive Assistant, Laurie Duncan

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE APRIL 1, 2009 MEETING

The minutes of the April 1, 2009 Council meeting were approved on motion by Council Member Hunt, seconded by Council Member Minturn and carried by unanimous vote.

PUBLIC APPEARANCE - State Senator Martha Scott – Legislative Update

Senator Scott addressed the Council members to update them on the most recent legislative activities.

PUBLIC COMMENT ON AGENDA ITEMS

No comments.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Minturn, seconded by Council Member Boyce.

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, Minturn, and Schulte.

NAYS: None

ABSENT: None

B. Public Safety

1. Statistical Report and Monthly Update

Public Safety Director Poloni reported on the following:

- PSC Leonard Miller recently attended an 8 hour firearms law update class at Wayne County Community College in Taylor.

C. Public Works

1. General Update

Director Smith reported on the following public works activities:

- Perennial gardens have been cut back and flower beds prepped for planting.
- Sanitation loads are heavy due to spring cleaning and the garden truck is now in use.
- Wayne County is in the process of removing diseased ash trees on Lake Shore Road south of Vernier.
- Grosse Pointe Shores will be hosting the Household Hazardous Waste Drop-Off Day on Saturday, May 9, 2009 from 9 to 3 p.m. at the Grosse Pointe Shores Municipal Park.
- Plans and specs are scheduled soon to be delivered to MDOT Engineering in Lansing for inspection regarding the Vernier Road repaving project.

Mr. Smith then introduced Ms. Anne Vaara, Executive Director of the Clinton River Watershed Council. Ms. Vaara gave an update of the 2008 Watershed Council accomplishments and presented a Certificate of Appreciation to the City Council thanking them for their continued support and membership.

D. Park and Harbor

Park Director Jim Cooke reported on the following park and harbor activities:

- 2009 park pass applications are being processed and passes mailed to residents.

- Sharks Swim Team Kick-off is scheduled for Saturday, April 25th at North High School from 9 to 11 am.
- The Annual Easter Egg Hunt was held on April 4th and was well attended.
- Harbor opened on April 15th.
- Park and pavilion party reservations are currently being accepted.
- Grosse Pointe Shores Arbor Day Fun Run is scheduled for Sunday, May 3rd.
- Currently the park is open from 7:30 a.m. to 8:30 p.m. weekdays; and 10:00 a.m. to 9:00 p.m. weekends.
- The park is now fully staffed for the summer season.

E. Tree Board Update

Tree Forester Brett Marshall reported that the Tree Board met on April 14th and discussed the following:

- The present Ash tree population is down from 332 to 162 due to the Emerald Ash Borer Disease.
- Grosse Pointe Shores has once again been awarded "Tree City USA" status for the fifth year in a row.
- Grosse Pointe Shores observance of Arbor Day is May 3rd, being held in conjunction with the annual "Spring Fun Run".

F. Legal Report

No comments.

G. Manager's Report

Village Manager Brian Vick reported on the following:

- **Committee Application Form**
A Committee Application Form has been created, posted on the City web site, and is available at the administrative office for individuals who may be interested in serving on a city board, commission or committee.
- **Mayor's Prayer Breakfast**
The 2009 Mayor's Prayer Breakfast is scheduled for Thursday, May 7th at 7:30 a.m. at the Grosse Pointe Yacht Club.
- **Ford House**
The Ford House has contacted the City office regarding the feasibility of placing decorative banners on light poles along Lake Shore Road in the future.
- **Letters from Residents**
Copies of all letters from residents will be responded to and forwarded to City Council Members.

- **Audit**

Plante and Moran is scheduled to begin their audit of Lake Township and the "Village" the week of May 18th and will return in August to complete the "Village" audit and three month "City" budget.

- **DEQ Correspondence**

The DEQ notified the Grosse Pointe Yacht Club that the application for conveyance was denied.

H. MAYOR'S REPORT

- On April 16th, Mayor Cooper, along with Council Member Boyce, attended the SOC Senior Celebration honoring the Edsel & Eleanor Ford House.
- Mayor Cooper encouraged everyone to attend this year's Mayor's Prayer Breakfast on May 7th at 7:30 a.m. at the Grosse Pointe Yacht Club.
- Mayor office hours are now being scheduled for residents with any questions or concerns. The first session is scheduled for May 15th at 8:30 am in the 2nd floor conference room of the Grosse Pointe Shores Municipal Building.

OLD BUSINESS

- **Fire Insurance Withholding Program**

Mr. Vick recommended that the City Council adopt the prepared resolution for enrollment and notification of Grosse Pointe Shores in the Fire Insurance Withholding Program. On motion by Council Member Hunt, seconded by Council Member Minturn, and carried by unanimous vote this resolution was adopted and placed on file.

NEW BUSINESS

- **Parks and Recreation - Swim and Tennis Lesson Fees**

Mr. Vick recommended that the Parks and Recreation fee structure be implemented for tennis and swim lessons in the amount of \$30 per individual per two week session beginning with the 2009 season. On Motion by Council Member Graziani, seconded by Council Member Minturn, and carried by unanimous vote the Council moved to implement the recommended fee structure.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Dr. Robert Lee, 29 Belle Meade, suggested looking into improving the City's website to make it more user friendly. Secondly, after reviewing past minutes, Dr. Lee asked for clarification of the Reciprocal Retirement Act 88 which was adopted at the February Council Meeting.

Mr. John Booth, 980 Lake Shore Road, commended the Council on the location of tonight's meeting; inquired as to whom he should address questions regarding items on the check register; and questioned two items on the check register.

Mary Matuja, 865 Lake Shore Road, encouraged individuals to volunteer to help the Beautification Committee with the annual plantings around the Village scheduled for May 19 – 22.

Dr. Janice Pemberton, 62 Michaux Court, questioned if Council Members would also be available for office hours on May 15th. She also inquired if Committee Applications would be available at the City Office in addition to being posted on the web, would like to see a shorter version of the Committee Application, and would like to have an orientation packet available describing what the committees consist of.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, May 19th and Tuesday, June 16, 2009.

ADJOURNMENT

The meeting of the Council was adjourned at 8:20 p.m. on motion by Trustee Minturn, supported by Trustee Hunt and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES

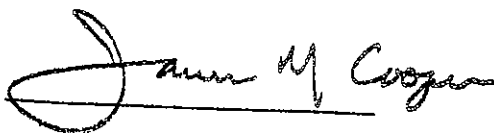
WHEREAS, the provisions of Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, and the provisions of Act 217 of the Public Acts of 1998, provide that a portion of certain casualty losses for fire or explosion otherwise payable by insurers may be withheld in escrow by participating municipalities in order to secure repair, replacement or removal of damaged structures which violate the *Village of Grosse Pointe Shores* health or safety standards; and

WHEREAS, the *Village of Grosse Pointe Shores* has determined that participation in said program would protect and promote the public health, safety and welfare and wishes to be included in the list of participating municipalities published by the Commissioner of Insurance; and,

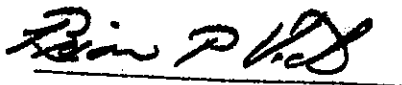
WHEREAS, the *Village of Grosse Pointe Shores* desires to implement all procedures necessary to administer said program by designating the *Village of Grosse Pointe Shores* Manager *Brian P. Vick* responsible for administration of the program and establish an escrow account for said purpose.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

1. That the *Village of Grosse Pointe Shores* does hereby become a participating municipality in the program providing for the escrow of fire insurance as established by Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, or as established by Act 217 of the Public Acts of 1998, and does declare its intention to uniformly apply the provisions of Section 2845 or Section 2227 to all property within the *Village of Grosse Pointe Shores*.
2. That the *Village of Grosse Pointe Shores* Manager *Brian P. Vick* responsible for the administration of Section 2845 or 2227 of said Acts and any rules promulgated by the Commissioner of Financial and Insurance Services is hereby designated as follows:
3. That the *Village of Grosse Pointe Shores* Manager, *Brian P. Vick* shall establish an escrow account with the Chase Bank for the purpose of receiving and holding deposits of money received from insurers pursuant to Section 2845 or 2227 of said Acts, which account shall be separately maintained from all other accounts and may be an interest bearing account.



James M. Cooper, Mayor



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
May 19, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, May 19, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, and Fred Minturn,

Absent: Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE APRIL 21, 2009 WORK SESSION MEETING

The minutes of the April 21, 2009 Council Work Session were approved on motion by Council Member Boyce, seconded by Council Member Minturn and carried by unanimous vote.

APPROVAL OF MINUTES OF THE APRIL 21, 2009 REGULAR COUNCIL MEETING

The minutes of the April 21, 2009 Regular Meeting were approved on motion by Council Member Hunt, seconded by Council Member Minturn and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Dr. Janice Pemberton, 62 Michaux Court, questioned the role council members have in placing items on the agenda. In response, Mayor Cooper and City Attorney McInerney explained how Council agenda are prepared, in accordance with the Council Rules and Procedures.

Mr. John Booth, 980 Lake Shore Road, questioned the budget adoption process and also requested moving agenda item 8–3 “vote on closed session” to the end of the meeting to accommodate people having to leave early.

Gloria Anton, 11 Willison Road, raised concern regarding the validity of the city's recycling contractor, Tringali Sanitation Company.

Park and Harbor Adhoc Committee spokesperson Brian Geraghty, 59 Willow Tree Place, was present to voice concern regarding the Council liaison appointed to the committee, and the distribution by the liaison of his own personal summary of a committee meeting and other park and harbor matters. In response, Mayor Cooper asked that committee members be patient with the Council liaison, who is new to the Council, and asked that committee members continue efforts to work with the liaison.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Hunt, seconded by Council Member Graziani.

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, and Minturn.

NAYS: None

ABSENT: Schulte

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

3. FY 2009-2010 Budget

Mr. Vick reported that the Finance Committee had met to review the budget. He then gave an overview of the recently distributed budget and advised that the Finance Committee will be meeting again in the near future to review additional information they've requested to finalize this budget. The City Clerk will advertise the public hearing date of June 16th to be held at the Edsel & Eleanor Ford House.

Financial discussions were interrupted while disruptive audience members were ordered removed by Mayor Cooper, pursuant to the Council's Rules and Procedures, to allow the meeting to continue in an orderly manner.

B. Public Works

1. General Update

Director Smith reported on the following public works activities:

- Sanitation loads are heavy due to spring cleaning and the garden truck is now in use.
- The summer seasonal staff has begun working for the season.
- Grosse Pointe Shores hosted the Wayne County Spring/Summer Department of Public Service Meeting April 28th recapping the Wayne County winter season.
- Recently Wayne County has cut down 43 trees on Lake Shore Road South of Vernier and is in the process of removing the stumps.
- Grosse Pointe Shores hosted the Household Hazardous Waste Drop-Off Day on May 9th with great success.
- Planting of the annual flowers is scheduled for May 20-21 and grounds should be ready for the Memorial Day holiday.
- Cold patch crews have been extremely busy patching roads.

C. Park and Harbor

Park Director Jim Cooke reported on the following park and harbor activities:

- The Harbor is open; all pilings in the harbor have been re-driven by Faust Company; and ALL wells are now available for occupancy.
- Gate House is now open for 24 hour shifts.
- Early morning swim will begin on May 26th from 6 to 7:30 a.m. each morning excluding Thursday's which is used for pool maintenance.
- Pool opens May 22nd at 4:00 p.m.
- Swim and tennis lesson sign-up is June 1st at 3:30 p.m. at the pool office.
- The Grosse Pointe Shores Arbor Day Fun Run proved to be another great event. Beautification Chair Helen Bai and GPS Forester Brett Marshall, and Master Gardener Mike Way did a great job in preparing and executing the various activities for the Arbor Day observation.
- Reservations for park parties and pavilion use are booking up quickly. Anyone wishing to schedule an event, should call the pool office as soon as possible.
- Park positions have been filled for the summer season.

Mayor Cooper commented about the communication and minutes of the Park Ad Hoc Committee Meeting that were sent out by Council Member Schulte regarding the harbor. Mayor Cooper clarified that this report was not official, but Council Member Schulte's own interpretation, and that he would be asked to clarify the purpose of his report when he is present.

D. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- PSO Joshua Lundin has completed his training at Macomb Community College Police Academy and has begun his FTO program.
- Sgt. William Nicholson completed 16 hours of Arson & Fire Training Investigation held at Oakland Community College.

E. Legal Report

Mr. McInerney updated the Council regarding an application the Grosse Pointe Yacht Club proposed and prepared last fall to the Michigan Department of Environmental Quality for permission to build an additional opening on the east wall of the harbor and a rock breakwater to shield that new entrance from the waves that come in off the lake. Grosse Pointe Shores, as a joint owner with GPYC of the harbor and of the public trust lands, joined in the application to the DEQ. The DEQ held a public hearing in January 2009. In March 2009 the DEQ staff sent a letter denying the applications based on what staff perceived to be a substantial impact on the state bottomlands. On May 18, 2009, Grosse Pointe Yacht Club, again joined by Grosse Pointe Shores, filed request for a formal administrative review of staff determination. Mr. McInerney emphasized once again that this is solely a GPYC project that we are merely joining in on, and that he will keep the Council updated on the status as it develops.

F. Manager's Report

Village Manager Brian Vick reported on the following:

- Ford House
Representatives from the Edsel and Eleanor Ford House dropped off pictures of decorative banner samples for Council to review. With no objections from City Council, Mr. Vick will work out the logistics with representatives at the Ford House.
- Wayne County Seawall Study
Wayne County has submitted an application to Congresswoman Kilpatrick's office requesting financial assistance for federal transportation funding to study the condition of the Wayne County Seawall. Letters of support for this endeavor were sent by Grosse Pointe Farms, Wayne County Executive Ficano and Grosse Pointe Shores. Mr. Vick communicated to Wayne County Engineering that support for their efforts should not be misconstrued as financial support by GPS for study or repairs.
- Variance Request
A recommendation is being forwarded to the Zoning Board of Appeals which will hold a public hearing at the June 16th meeting.

- **Park Passes**
Grosse Pointe communities exchange "Honorary Guest Park Passes" for the elected officials. Mr. Vick has received passes for Grosse Pointe Woods and will forward the passes from the other communities when he receives them. He encouraged Council to visit the other parks to see how we compare with the amenities and public service.
- **Water Negotiations**
The City will begin negotiations with DWSD regarding the 30 year water supply contract. There is a meeting scheduled with them on May 29th. Meeting dates with Grosse Pointe Woods and Farms are still being coordinated.
- **Master Plan**
Mr. Vick will be forwarding the draft Master Plan to Council Members for review as soon as the recent revisions are incorporated.

G. MAYOR'S REPORT

- Mayor Cooper submitted an article titled "Understanding the roles and responsibilities of the elected official" for Council Members to review.

NEW BUSINESS

- **Tree Removal Bids**
Mr. Vick recommended that the City accept the low bid as submitted by Woody's Tree Service to provide tree removal, tree trimming and emergency tree service for the period of May 2009 through April 30, 2010. On Motion by Council Member Hunt, seconded by Council Member Minturn, and carried by unanimous vote the Council moved to accept the recommendation of Woody's Tree Service for the May 2009 through April 30, 2010 period.

ROLL CALL VOTE ON CLOSED SESSION TO REVIEW OPINION OF COUNSEL

Motion to enter into Closed Session for the purpose of reviewing and discussing a written opinion of legal counsel was offered by Council Member Graziani, supported by Minturn and carried as follows:

AYES: Mayor Cooper, Council Members Hunt, Graziani, Minturn, Boyce and Kedzierski
 NAYS: None
 ABSENT: Council Member Schulte

PUBLIC COMMENT ON NON-AGENDA ITEMS

Dr. Janice Pemberton, 62 Michaux Court, addressed council regarding email communications.

Mr. Vito Cusenza, 562 Ballantyne Road, complemented the Council for accepting Woody's Tree Service Bid to service the city for the upcoming year.

Mrs. Mary Matuja, 865 Lake Shore Road, encouraged individuals to volunteer for the May 20 & 21 planting dates.

Dr. Raymond Rahi, 805 Michaux Lane, encouraged Council Members to work together to benefit the community.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, June 16th at the Edsel & Eleanor Ford House and Tuesday, July 21, 2009 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 8:10 p.m. on motion by Council Member Graziani, supported by Council Member Minturn and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
June 16, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, June 16, 2009 in the Gallery Room of the Edsel & Eleanor Ford House, 1100 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor James Cooper.

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn,
And Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Community Planner Christopher McLeod
Planning Commission Chair Mary Matuja
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE MAY 19, 2009 MEETING

The minutes of the May 19, 2009 Council meeting were approved on motion by Boyce, seconded by Minturn and carried by unanimous vote.

APPROVAL OF MINUTES OF THE MAY 12, 2009 CLOSED SESSION

The minutes of the May 19, 2009 Closed Session were approved on motion by Minturn, seconded by Boyce and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Dr. Janice Pemberton, 61 Michaux Court, commented regarding the definition of the profanity used by an audience member who was expelled from the May council meeting.

Ms. Kay Felt, 900 Lake Shore Road, spoke regarding an article in the May 25th edition of Craine's Detroit Business Magazine referencing property values and the economy. She then asked Council to buckle down and spend less.

Mr. Michael Monahan, 521 Lake Shore Road, voiced concern regarding the acrimony that has occurred within the Village during the transition of becoming a city. He encouraged everyone to stop fighting and to pull together during these hard economic times.

Mayor Cooper then adjourned the meeting of the Council, which reconvened as the Board of Zoning Appeals to consider a variance request.

PUBLIC HEARING

Planning Commission Chair Mary Matuja presented the following petition:

- A. 1030 Lake Shore Road; 2009-01** (Drs. Victor and Marie Abiragi); Request for a variance to allow placement of a generator at the side of the existing house, instead of at the rear of the property as allowed by City ordinance. The Planning Commission, at its May 12th meeting, recommended that the variance be approved due to practical difficulty, and with the condition that the unit be screened from view and that the resident meet the ordinance with regard to decibel level.

Mrs. Matuja indicated that the neighbors within the 300 feet radius have been notified and that letters have been sent back in favor of the variance. On behalf of the Abiragi's, Mr. Mike Bratcher spoke representing the installation of the generator and assured the Zoning Board that they will comply with all the requirements for this variance. Mr. McInerney indicated that the practical difficulty cited at the Planning Commission level was the configuration of the back yard, particularly the location of the current patio and the location of the generator in the back yard.

The variances for placement of the generator on the side yard as requested were approved on motion by Council Member Hunt, supported by Council Member Minturn and carried as follows:

AYES: Mayor Cooper, Council Members Graziani, Hunt, Kedzierski, Minturn and Schulte

NAYS: None

ABSTAINED: Council Member Boyce (having voted on the request at Planning Commission).

ABSENT: None

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

CALL FOR REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Director Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Minturn, seconded by Hunt and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, Minturn, and Schulte

NAYS: None

2. The financial reports were reviewed and placed on file.

Ms. Ricketts then introduced Jenny Cederstrom, representative from Plante & Moran to answer questions raised at the May Council meeting regarding the pension audit. She clarified that a pension fund audit is being performed in conjunction with the regular audit and explained procedures and details regarding this audit and highlighted pages in the report that it is referenced. She specifically addressed page 45 of the report titled "Pension System Schedule of Funding Progress" which Plante & Moran does not give an opinion on due to not being Actuaries. Discussion included investment rate of return of 7.5% and Plante & Moran's opinion that the number was reasonable at the time of the last audit. Also, that the actuary only reviews the data for reasonableness and does not audit the underlying data. Ms. Cederstrom went on to answer questions asked by Council Member Kedzierski and then excused herself to attend another meeting.

B. Public Safety

1. Monthly Update

Director of Public Safety Stephen Poloni reported on the following:

- PSO Tony Spina completed 24 hours of training sponsored by the National Traffic Safety Administration on alcohol enforcement at Oakland Community College June 1-3.

Council Member Minturn questioned Director Poloni regarding the year to date overtime figure on the statistics report confirming that he has cut overtime in his department 54% from last year.

C. Public Works

1. General Update

Director of Public Works Brett Smith reported on the following:

- The street sweeper is running. After street cleaning is complete, the DPW will start cleaning catch basins. Once catch basins are cleaned, they will be treated for mosquitoes.
- Cold patch crew is out daily.
- As of today, the totem poles on Lake Shore Road have been removed after the removal of Ash trees by Wayne County.
- Four small trees have been removed on Lake Shore Road this past week. Marine City Nursery will be replacing them free of charge due to warranty coverage.

Mayor Cooper asked Director Smith and DPW Council Liaison Hunt if they were consulted on a survey that was sent out by Council Member Schulte last month via e-mail to some residents asking questions regarding garbage and recycling. They both replied that they had not. Mayor

Cooper then asked all Council Members to refrain from sending out unofficial surveys and literature in the future. Mayor Cooper requested that Council Member Schulte provide city administration with a list of the email recipients to allow administration to respond to the survey.

D. Park and Harbor

Park Director Jim Cooke reported on the following Park and Harbor activities:

- Water Aerobics will begin on Monday, June 22nd; Tennis and Swim Lessons began on Monday, June 15th and the pool is now open full time 10 a.m. until 9 p.m.
- Early morning swim is well attended and is offered every morning except Thursday from 6:00 to 7:30 am.
- Weekend picnics have been heavy this season, especially in the pavilion area. He encouraged people planning on having a picnic this summer to reserve the date early.
- GPS first home swim meet is Wednesday, June 24th @ 5:30 pm against Grosse Pointe City.
- Saturday, June 13th Grosse Pointe Shores hosted the annual relay swim meet which was well attended with over 800 people at the park.

Mayor Cooper reported that he had attended the June 11th Harbor Ad Hoc Meeting to observe the committee due to the concern of committee members who at the last meeting asked for replacement of Council Member Schulte as their liaison. They were concerned that Council Member Schulte had created a personal summary report of harbor safety concerns which he distributed without their knowledge. Mayor Cooper reported that at this June 11th Harbor Ad Hoc Meeting, the members reviewed all Council Member Schulte's concerns and concluded that the harbor does not have hazards, but rather concerns which have all been addressed. He stated he sees no need for liaison reassignment at this time but encouraged Council Member Schulte to consult with committee members and Mr. Vick before creating or distributing any reports or documents. Mr. Schulte agreed but added that the people who decided there were no hazards were the people chosen to design the harbor and that is was not an unbiased decision. Mr. Vick then commented that the staff has been working with Legal Council and Michigan Municipal Risk Management Authority regarding liability. He has also spoke with the contractor with regards to several issues and assured that all the safety concerns are being investigated. Mr. Schulte then read a letter from resident Bruce Nichols thanking him for addressing these safety issues. In response to a question from Mayor Cooper about the City's potential liability with respect to the design of the harbor, Mr. McInerney stated that in the design of the harbor in 2007/2008 the Village relied on professional architects who are experts in harbor design and construction. In following their instructions, the Village acted responsibly and thus lessened or eliminated its chances of being found negligent. He confirmed that the Village has addressed the safety issues and is relying on people with expertise in handling this matter. Mr. Bill O'Keefe, Representative to the Michigan Municipal Risk Management Authority then spoke and stated that they are in the process of addressing issues of concern regarding this project.

PUBLIC APPEARANCE - Library Representative Brian Garves

Representative Garves addressed the Council to update them on the current library activities and issues.

E. Legal Report

No comments

F. Manager's Report

City Manager Brian Vick reported on the following:

- **Grosse Pointe Chamber of Commerce Informational Bags**
The Chamber of Commerce have bags containing information about the surrounding cities available to people interested in moving into the community.
- **Water Rate Update**
Over the past month, the Village has begun negotiating possible scenarios of purchasing water from three separate entities. The finance committee will meet to review the information within the next 30 to 60 days, and engineers Hubbell Roth & Clark will then update the numbers presented earlier to proceed forward.

G. Mayor's Report

- At the May 12th Pension Meeting, Chair Jonathan Walton submitted his resignation from the Pension Commission. Mayor Cooper stated he will be recommending James Vandenberghe for Chairperson and will make his recommendation for Chairperson and Commissioner at the July Council Meeting.
- Council Member Fred Minturn is winner of the CFO of the year from Craine's for his civic involvement.
- Mayor Cooper thanked the Beautification Committee and resident volunteers who took part in this year's annual planting days.

OLD BUSINESS

Council Member Schulte questioned concerns raised about council members attending committee meetings which may result in violation of the Open Meetings Act. He also questioned procedures involved in council members requesting information from city office. At this point, Mr. Vick addressed the issue of obtaining information from the city. He stated that information should be requested by the Council as a whole so that information is not being duplicated by multiple requests from individual Council Members. Council Member Schulte stated he requested information from the city to obtain an invoice from Mr. McNerney's office regarding investigating his campaign material. Mr. McNerney then stated that there was no

investigation done of any council candidate's campaign material for the most recent campaign but that the invoice entry in question addressed questions raised about charter issues.

Mayor Cooper also asked Mr. McInerney to address an Open Meetings Act issue. Mr. McInerney indicated that under the Open Meetings Act, if a Council Member attends and participates in any way in a meeting of a Council committee that contains three other Council members, the meeting becomes a meeting of the entire Council that has not been noticed as such, and that the Open Meetings Act would thus be violated. No violation of the Open Meetings Act would occur if the fourth Council Member merely attended the committee meeting but did not participate in any way.

NEW BUSINESS

As required by law, the Council then conducted a public hearing on the FY 2009-10 budget.

Public Comment

Mr. John Rickel, 60 Stonehurst Road voiced concern regarding the suggested budget increase. He believes that residents need a reduction in the millage in response to the current economic reality. He then referenced the First Amendment and encouraged all council members to investigate efficiencies and better ways of doing things even if it results in hard decisions in this current environment.

Dr. Robert Lee, 29 Belle Meade voiced concern regarding an increase in taxes and suggested many changes in governmental efficiencies and suggested a recall as a possible consequence.

Mr. Dan Plouffe, 70 Fontana Lane questioned if a sensitivity analysis has been done on the IRR figures of the pension system. He also commented on the budget showing concern over a millage increase.

Ms. Connie Houin, 547 Ballantyne Road made suggestions to help the long term return of the economy and encouraged council to put sub-committees together comprised of talented citizens of the community to help in the process.

- Adoption of FY 2009/10 Budgets and Tax Rate

At this time, Mayor Cooper asked if there were any proposals from the Finance Committee or Council Members that should be considered regarding the proposed 2009/10 Budget .

Council Member Ted Kedzierski outlined the following concerns regarding this proposed budget: 1) Budget increases over 2007/2008 FY Budget; 2) Salary and wage increases ; 3) Overtime; 4) Miscellaneous supplies and expenses; 5) Legal and Accounting Expenses; and 6) Legacy Costs. He stated that more cuts need to be made without affecting the fine services of Grosse Pointe Shores. Council Member Minturn then addressed some of Council Member Kedzierski's concerns. Council Member Hunt then stated that \$300,000 have been cut out of

this budget, in spite of a 4.9% reduction in revenues. He stated that they can lower taxes, but the unique services which makes Grosse Pointe Shores one of the finest communities to live in will cease to exist. He stated he wants to maintain the beauty and integrity of Grosse Pointe Shores. Council Member Schulte then stated that although some cuts have been made, more cuts need to be made internally starting with employee wage reductions. Further discussion ensued between council members and the Mayor then advised to move ahead to discussion of the budget.

Mr. Vick discussed some issues of concern. Regarding employee making concessions, he stated that he was approached by multiple union representatives who stated they would like to open the contract due to the financial situation and since have submitted a proposal which the City is willing to take into consideration which could result in some savings. Regarding the journal entry review, Mr. Vick stated that Ms. Ricketts has prepared the documents for review but emphasized that council members must respond to dates to make themselves available to come in to review them. Mr. Vick then outlined the previously distributed Proposed Budgets and Tax Rate and recommended that they be adopted. After a period of discussion, motion to adopt the Proposed General Fund Budget Resolution as presented for year 2009/10 was offered by Council Member Hunt, supported by Council Member Minturn and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, and Minturn

NAYS: Council Member Kedzierski, and Schulte

ABSENT: None

- Recycling Bids

Mr. Vick recommended that Council approve the low bid submitted by Rizzo Services subject to approval by the other participating Grosse Pointe Communities and Harper Woods for a three year contract. On motion by Council Member Graziani, seconded by Council Member Minturn, and carried by unanimous vote the Council accepted the recommendation and approved the Rizzo Services Recycling Contract.

- Master Plan Preliminary Approval

Planning Consultant Christopher McLeod was present to address and answer questions regarding the Master Plan's Preliminary Approval. After a brief presentation and discussion he reported it is the recommendation of the Planning Commission that the proposed master plan be forwarded to the adjacent communities and other stakeholders as required by law and that distribution of the master plan signify the start of the required 63 day review and feedback period. On motion by Council Member Boyce, seconded by Council Member Minturn, and carried by unanimous vote the Council moved to approve the Master Plan Distribution.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mary Matuja, 865 Lake Shore Road recognized and thanked the volunteers who helped in the annual planting of village flowers.

Dr. Robert Lee, 29 Belle Meade raised concern regarding governmental transparency and requirements of the Open Meetings Act.

Janice Pemberton, 62 Michaux Court contended again that, under Section 3.8 of the new Charter, as of April 1, 2009 at 12:01 a.m. Council Member Kedzierski became Mayor Pro Tem as he had the highest number of votes of Council candidates.

Chris Kaczanowski, 92 Deeplands Road raised concern about meeting protocol and email privacy.

Mr. Ken Hawk, 85 Lake Shore Lane requested clarification on the 2009 tax rate and current millage increase. He also voiced concern regarding a violation of the Open Meetings Act.

Dr. Ralph Zade, 803 Michaux Lane questioned the savings involved in curbside rubbish pickup.

FUTURE COUNCIL MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m., Tuesday, July 21, and August 18, 2009.

ADJOURNMENT

The meeting of the Council was adjourned at 9:25 p.m. on motion by Council Member Minturn, supported by Council Member Hunt and carried by unanimous vote.



Brian P. Vick, Clerk

THE VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
FY 2009-10 BUDGET RESOLUTION

WHEREAS, the budget has been reviewed by the City Council and a public hearing thereon was held Tuesday, June 16, 2009 and

WHEREAS, the taxable valuation of real and personal property in the City has been established to be **\$330,894,284** now therefore be it

RESOLVED, that the budget of the Village of Grosse Pointe Shores, A Michigan City for the fiscal year beginning July 1, 2009 and ended June 30, 2010 is hereby determined and adopted per the attached document.

RESOLVED FURTHER, that there is hereby levied a general tax as herein fixed in the amount of 15.89 mills on the taxable valuation for the purpose of meeting operating, debt, pension, PA 359 and rubbish requirements for said fiscal year. The total tax rate of \$15.89 mills (12.2816 for operating) shall be applied on all the taxable, real and personal property in the Village of Grosse Pointe Shores, A Michigan City as set forth on the assessment roll for 2009, and that the City Clerk shall certify said levy to the City Treasurer.

RESOLVED FURTHER, that a 1% property tax administration fee be added to the 2009 Summer Tax billing and the 1% administration fee should also be added to the December tax roll to offset costs incurred by the City in assessing property values, collecting property tax levies, and in the review and appeal process.

RESOLVED FURTHER, that the Director of Finance is hereby authorized to transfer appropriations between the above Funds in compliance with Act No. 621, Michigan Public Acts of 1978.

RESOLVED FURTHER, that the water and sewer rate be increased from \$50.71 to \$53.17 per 1,000 cubic feet to accommodate July 1st rate increases by Detroit Water (+11.7%) and Northeast sewage disposal (+1%).

**VILLAGE OF GROSSE POINTE SHORES
GENERAL FUND BUDGET
2009 - 2010**

ACTIVITY	REVENUES	ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
403	Real and Pers. Prop. Taxes	\$ 4,371,084	\$ 4,836,353	\$ 5,258,175
445	Int. & Pen., Delinquent Taxes	\$ 169,480	\$ 137,498	\$ 130,000
447	Tax Admin Fees	\$ -	\$ -	\$ 135,000
477	Permits and Inspection Fees	\$ 45,382	\$ 43,864	\$ 40,000
478	Dog and Bike Licenses	\$ 800	\$ 811	\$ 800
575	State Statutory	\$ 36,510	\$ 31,373	\$ 10,000
576	State Constitutional	\$ 194,222	\$ 195,338	\$ 183,100
577	State Shared Liquor License Fees	\$ 632	\$ 715	\$ 600
603	Court Fines	\$ 52,713	\$ 45,018	\$ 45,000
610	Ambulance Fees	\$ 52,513	\$ 52,591	\$ 52,000
656	Violation Bureau Fines	\$ 127,194	\$ 128,913	\$ 128,000
664	Interest Earnings	\$ 61,926	\$ 19,417	\$ 13,000
669	Building Rental	\$ 20,000	\$ 20,000	\$ -
676.2	Reimbursement, Major Street Fund	\$ 49,158	\$ 39,852	\$ 48,000
676.3	Reimbursement, Local Street Fund	\$ 46,914	\$ 29,447	\$ 40,000
676.4	Reimbursement, Marina Fund	\$ 50,000	\$ 75,000	\$ 50,000
676.5	Reimbursement from Water	\$ 100,000	\$ 100,000	\$ 100,000
695	Miscellaneous Revenues	\$ 239,433	\$ 190,402	\$ 150,000
696	Surplus used	\$ -	\$ -	\$ -
698	Bond Proceeds	\$ -	\$ -	\$ -
TOTALS:		\$ 5,617,961	\$ 5,946,592	\$ 6,383,675

**VILLAGE OF GROSSE POINTE SHORES
GENERAL FUND BUDGET**

ACTIVITY	EXPENDITURES	ACTUAL Year End 2007/2008	Estimated YEAR END 2008/2009	PROPOSED 2009/2010
101	Village Council	76,156	91,216	\$ 46,300
136	Judicial	123,764	122,423	\$ 122,155
172	Village Manager	521,859	529,690	\$ 585,657
191	Elections	3,555	2,642	\$ 2,500
201	Financial Administration	136,263	677,357	\$ 636,124
209	Assessing	0	0	\$ 14,240
215	Village Clerk	100	100	\$ 5,150
265	Buildings and Grounds	520,731	421,587	\$ 410,507
301	Public Safety	2,287,735	2,368,119	\$ 2,451,331
441	Public Works	328,482	385,718	\$ 576,084
521	Sanitation	408,891	539,574	\$ 526,107
691	Parks and Recreation	464,835	460,333	\$ 396,478
953	Fringe Benefits/Insurance	475,459	628,280	\$ 466,868
	TOTALS:	5,347,830	6,227,039	\$ 6,239,501

GENERAL FUND BUDGET

ACTIVITY 101 VILLAGE COUNCIL		ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
756	Council Expenses	\$ 66,376	\$ 82,926	\$ 38,000
827	Michigan Municipal League	\$ 1,710	\$ 1,749	\$ 1,800
965	Contributions	\$ 8,070	\$ 6,541	\$ 6,500
	TOTALS:	\$ 76,156	\$ 91,216	\$ 46,300

ACTIVITY 136 JUDICIAL

703	Magistrate Fee	\$ 14,080	\$ 12,720	\$ 13,000
706	Court Clerk Salary	\$ 49,550	\$ 53,400	\$ 51,342
715	Social Security	\$ 3,910	\$ 4,430	\$ 4,107
716	Medical & Dental	\$ 11,418	\$ 10,698	\$ 10,503
717	Life Insurance	\$ 383	\$ 431	\$ 444
718	Pension	\$ 7,000	\$ 8,670	\$ 10,325
721	Longevity	\$ 600	\$ 600	\$ 600
722	Workers Compensation	\$ 360	\$ 320	\$ 384
756	Miscellaneous Supplies	\$ 12,646	\$ 15,197	\$ 15,250
805	Volunteer Probation	\$ 3,502	\$ 1,034	\$ 1,000
807	Fees, Public Defender	\$ 3,700	\$ 4,300	\$ 4,000
958	Prisoner Board	\$ 15,650	\$ 8,793	\$ 10,000
960	COLA	\$ 965	\$ 1,200	\$ 1,200
982	Equipment	\$ -	\$ 630	\$ -
	TOTALS:	\$ 123,764	\$ 122,423	\$ 122,155

GENERAL FUND BUDGET

ACTIVITY	172 VILLAGE MANAGER	ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
706	Salaries and Wages	\$ 288,106	\$ 288,159	\$ 354,000
715	Social Security	\$ 30,099	\$ 27,924	\$ 28,320
716	Medical and Dental	\$ 51,079	\$ 49,863	\$ 35,009
717	Life Insurance	\$ 2,578	\$ 3,012	\$ 3,102
718	Pension	\$ 52,113	\$ 45,900	\$ 71,189
721	Longevity	\$ 4,000	\$ 4,833	\$ 2,400
722	Workers Compensation	\$ 1,460	\$ 1,280	\$ 1,536
756	Miscellaneous Expenses	\$ 28,683	\$ 33,970	\$ 28,500
825	Membership Dues / Prof Dev	\$ 2,122	\$ 1,625	\$ 2,000
853	Telephone Expenses	\$ 7,723	\$ 10,198	\$ 10,000
863	Auto Maintenance	\$ 12,460	\$ 11,024	\$ 6,600
960	Contingency - COLA	\$ 4,827	\$ 6,000	\$ 6,000
982	Equipment	\$ 36,609	\$ 45,901	\$ 37,000
	TOTALS:	\$ 521,859	\$ 529,690	\$ 585,657

GENERAL FUND BUDGET

		ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
ACTIVITY 191 ELECTIONS				
707	Election Workers	\$ 1,050	\$ 675	\$ 1,000
730	Ballot Supplies	\$ 1,332	\$ 1,455	\$ 1,000
731	Election Advertising Notices	\$ 1,173	\$ 512	\$ 500
	TOTALS:	\$ 3,555	\$ 2,642	\$ 2,500

ACTIVITY 201 FINANCIAL ADMINISTRATION

802	Audit Expense	\$ 25,000	\$ 39,250	\$ 45,000
823	Tax & Assess. Rolls & Bills	\$ -	\$ -	
826	Legal Costs	\$ 107,990	\$ 171,317	\$ 118,000
956	Refund of Prior Year(s) Taxes	\$ 3,273	\$ 513	\$ 20,000
990	Appropriation to Wtr/Swr '03	\$ -	\$ 238,921	\$ 228,592
990.1	Appropriation to Wtr/Swr '04	\$ -	\$ 227,356	\$ 224,532
	TOTALS:	\$ 136,263	\$ 677,357	\$ 636,124

ACTIVITY 209 CITY ASSESSOR'S BUDGET

706	Salary & Wages (Board of Review)	\$ -	\$ -	\$ 3,000
715	Social Security	\$ -	\$ -	\$ 240
756	Miscellaneous Expenses	\$ -	\$ -	\$ 3,000
811	Assessing Services	\$ -	\$ -	\$ 8,000
	TOTALS:	\$ -	\$ -	\$ 14,240

ACTIVITY 215 VILLAGE CLERK

703	Clerk's Memberships	\$ 100	\$ 100	\$ 150
900	Printing and Publishing	0	0	\$ 5,000
	TOTALS:	\$ 100	\$ 100	\$ 5,150

GENERAL FUND BUDGET

ACTIVITY	265 BUILDINGS AND GROUNDS	ACTUAL	ESTIMATED	PROPOSED
		YEAR END 2007/2008	YEAR END 2008/2009	2009/2010
706	Salary & Wages	\$ 224,186	\$ 178,747	\$ 169,677
715	Social Security	\$ 18,886	\$ 15,380	\$ 13,574
716	Medical & Dental	\$ 76,712	\$ 22,485	\$ 32,049
717	Life Insurance	\$ 1,465	\$ 1,342	\$ 1,382
718	Pension Contribution	\$ 30,000	\$ 26,316	\$ 29,734
721	Longevity	\$ 2,000	\$ 1,608	\$ 2,000
722	Workers Compensation	\$ 6,560	\$ 5,480	\$ 6,576
747	Uniforms	\$ 2,128	\$ 1,555	\$ 1,500
756	Miscellaneous Expenses	\$ 659	\$ 377	\$ 2,500
808	Janitorial Expenses	\$ 16,800	\$ 16,800	\$ 16,800
921	Electricity	\$ 24,185	\$ 26,901	\$ 29,591
923	Heat	\$ 19,295	\$ 19,567	\$ 21,524
933	Repair/Maintenance of Grounds	\$ 46,451	\$ 42,319	\$ 35,000
934	Repair/Maintenance of Building	\$ 47,542	\$ 52,793	\$ 45,000
960	Contingency - COLA	\$ 3,862	\$ 3,600	\$ 3,600
982	Equipment	\$ -	\$ 6,317	\$ -
	TOTALS:	\$ 520,731	\$ 421,587	\$ 410,507

GENERAL FUND BUDGET

ACTIVITY	301 PUBLIC SAFETY	ACTUAL	ESTIMATED	PROPOSED
		YEAR END 2007/2008	YEAR END 2008/2009	2009/2010
706	Salary & Wages	\$ 1,389,843	\$ 1,515,452	\$ 1,575,000
715	Social Security	\$ 30,569	\$ 32,823	\$ 35,000
716	Medical & Dental	\$ 215,155	\$ 201,434	\$ 192,111
717	Life Insurance	\$ 9,081	\$ 10,871	\$ 11,197
718	Pension Contribution	\$ 226,000	\$ 258,137	\$ 357,073
721	Longevity	\$ 12,200	\$ 11,600	\$ 11,200
722	Workers Compensation	\$ 32,800	\$ 32,000	\$ 38,400
747	Uniforms	\$ 11,763	\$ 12,891	\$ 13,000
756	Miscellaneous Supplies	\$ 29,780	\$ 34,602	\$ 25,000
825	Memberships and Dues	\$ 820	\$ 695	\$ 1,250
851	Public Safety Radio	\$ 38,788	\$ 50,038	\$ 25,000
853	Telephone Service	\$ 14,857	\$ 16,196	\$ 16,000
862	Vehicle Repair & Maintenance	\$ 6,650	\$ 3,630	\$ 6,000
863	Gas, Oil and Antifreeze	\$ 31,338	\$ 33,166	\$ 32,000
960	Contingency - COLA	\$ 20,395	\$ 24,600	\$ 25,200
951	Training & Conferences	\$ 5,170	\$ 5,050	\$ 5,000
952	Tuition Reimbursement	\$ -	\$ 400	\$ 400
980	Ambulance Cost	\$ 70,770	\$ 69,934	\$ 77,500
982	Fire/Police Equipment	\$ -	\$ 1,604	\$ 5,000
985	Police Vehicles	\$ 141,756	\$ 52,996	\$ -
TOTALS:		\$ 2,287,735	\$ 2,368,119	\$ 2,451,331

GENERAL FUND BUDGET

ACTIVITY	441 PUBLIC WORKS	ACTUAL		ESTIMATED		PROPOSED
		YEAR END		YEAR END		
		2007/2008		2008/2009		2009/2010
706	Salary & Wages	\$	183,973	\$	196,035	\$ 204,000
	less street funds	\$	(56,224)	\$	(33,241)	\$ (55,000)
715	Social Security	\$	15,435	\$	16,197	\$ 16,320
	less street funds	\$	(4,377)	\$	(2,543)	\$ (4,400)
716	Medical & Dental	\$	36,307	\$	35,124	\$ 32,049
	less street funds	\$	(15,317)	\$	(8,852)	\$ (12,000)
717	Life Insurance	\$	1,254	\$	1,417	\$ 1,459
	less street funds	\$	(480)	\$	(278)	\$ (525)
718	Pension Contribution	\$	28,000	\$	33,252	\$ 41,024
	less street funds	\$	(4,005)	\$	(2,327)	\$ (10,000)
721	Longevity	\$	1,600	\$	1,600	\$ 1,900
	less street funds	\$	(1,019)	\$	(589)	\$ (684)
722	Workers Compensation	\$	8,760	\$	7,200	\$ 8,640
	less street funds	\$	(4,028)	\$	(2,328)	\$ (3,100)
747	Uniforms	\$	1,643	\$	1,475	\$ 2,000
	less street funds	\$	(636)	\$	(368)	\$ (700)
756	Miscellaneous Supplies	\$	11,287	\$	15,067	\$ 10,000
756.1	Building Department Expenses	\$	17,816	\$	23,975	\$ 25,000
853	Telephone Expenses	\$	4,857	\$	5,670	\$ 5,500
862	Vehicle Repair & Maintenance	\$	12,133	\$	18,080	\$ 18,000
863	Gas, Oil and Antifreeze	\$	19,595	\$	22,746	\$ 20,000
922	Street Lighting Power	\$	27,833	\$	27,899	\$ 30,000
938	Street Lighting Repair	\$	38,599	\$	26,907	\$ 35,000
960	Contingency - COLA	\$	2,896	\$	3,600	\$ 3,600
965-2	Contribution to Fund 202 (Major)	\$	-	\$	-	\$ 200,000
965.3	Contribution to Fund 203 (Local)	\$	-	\$	-	\$ -
982	Machinery and Equipment	\$	2,580	\$	-	\$ 8,000
TOTALS:		\$	328,482	\$	385,718	\$ 576,084

GENERAL FUND BUDGET

ACTIVITY	521 SANITATION	ACTUAL	ESTIMATED	PROPOSED
		YEAR END 2007/2008	YEAR END 2008/2009	
706	Salary & Wages	\$ 189,220	\$ 278,299	\$ 250,000
715	Social Security	\$ 15,271	\$ 21,183	\$ 20,000
716	Medical & Dental	\$ 32,592	\$ 37,062	\$ 46,232
717	Life Insurance	\$ 1,411	\$ 1,903	\$ 1,960
718	Pensions Contribution	\$ 28,500	\$ 48,654	\$ 50,275
721	Longevity	\$ 2,000	\$ 2,000	\$ 2,800
722	Workers Compensation	\$ 13,120	\$ 13,200	\$ 15,840
747	Uniforms	\$ 2,200	\$ 3,059	\$ 3,000
756	Miscellaneous Supplies	\$ 1,136	\$ 1,911	\$ 2,000
803	Grosse Pointes/Clinton Dump Fees	\$ 92,067	\$ 100,374	\$ 100,000
862	Vehicle Repair & Maintenance	\$ 15,440	\$ 12,198	\$ 15,000
863	Gas, Oil and Antifreeze	\$ 12,072	\$ 13,731	\$ 13,000
960	Contingency - COLA	\$ 3,862	\$ 6,000	\$ 6,000
982	Equipment Fund	\$ -	\$ -	\$ -
TOTALS:		\$ 408,891	\$ 539,574	\$ 526,107

GENERAL FUND BUDGET

ACTIVITY	691 PARKS AND RECREATION	ACTUAL	ESTIMATED	PROPOSED
		YEAR END 2007/2008	YEAR END 2008/2009	2009/2010
706	Salary & Wages	\$ 274,306	\$ 247,686	\$ 215,000
715	Social Security	\$ 26,592	\$ 28,680	\$ 17,200
716	Medical and Dental	\$ 10,917	\$ 10,644	\$ 10,503
717	Life Insurance	\$ 492	\$ 562	\$ 578
718	Pension	\$ 11,000	\$ 14,280	\$ 14,077
721	Longevity	\$ 1,000	\$ 1,000	\$ 1,000
722	Workers Compensation	\$ 6,560	\$ 6,600	\$ 7,920
743	Pool Chemicals	\$ 6,197	\$ 6,135	\$ 6,500
756	Miscellaneous Expenses	\$ 41,028	\$ 45,620	\$ 29,000
853	Telephone Service	\$ 3,013	\$ 3,446	\$ 3,500
921	Electricity	\$ 22,707	\$ 16,544	\$ 28,000
923	Heat	\$ 18,724	\$ 21,532	\$ 22,000
933	Repair/Maintenance (Grounds)	\$ 24,194	\$ 38,183	\$ 20,000
935	Repair/Maintenance (Pool)	\$ 14,155	\$ 10,106	\$ 15,000
960	COLA	\$ 965	\$ 1,200	\$ 1,200
982	Machinery and Equipment	\$ 2,985	\$ 8,115	\$ 5,000
TOTALS:		\$ 464,835	\$ 460,333	\$ 396,478

GENERAL FUND BUDGET

ACTIVITY 954		ACTUAL	ESTIMATED	
FRINGE BENEFITS/INSURANCE		YEAR END	YEAR END	PROPOSED
		2007/2008	2008/2009	2009/2010
961	Fringe Benefits	\$ 387,060	\$ 535,292	\$ 371,090
962	Fleet & Public Liability	\$ 88,399	\$ 92,988	\$ 95,778
TOTALS:		\$ 475,459	\$ 628,280	\$ 466,868

**VILLAGE OF GROSSE POINTE SHORES
BUDGET SUMMARY
MAJOR STREETS FUND 202**

ACTIVITY	ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
REVENUES			
State Gas Tax	\$115,037	\$111,000	\$115,000
Interest	\$7,463	\$3,000	\$3,000
Surplus Used	\$150,000	\$0	\$27,000
Transfer from General Fund	\$ -	\$ -	\$ 200,000
Total Revenues:	\$272,500	\$114,000	\$345,000
EXPENDITURES			
Street Maintenance	\$81,010	\$68,000	\$75,000
Traffic Services	\$1,719	\$11,000	\$11,000
Winter Maintenance	\$20,505	\$25,000	\$28,000
Administrative	\$9,513	\$10,000	\$10,000
Project Costs	\$9,350	\$0	\$200,000
Contribution to Local	\$58,700	\$0	\$ 20,500
Total Expenditures:	\$180,797	\$114,000	\$344,500

**VILLAGE OF GROSSE POINTE SHORES
BUDGET SUMMARY
LOCAL STREETS FUND 203**

ACTIVITY	YEAR-END		
	Actual 2007/2008	Projected 2008/2009	PROPOSED 2009/2010
REVENUES			
State Gas Tax	51,216	51,100	51,000
Interest	2,360	2,000	2,000
Surplus used	0	0	7,500
Contribution from Major	58,700	0	20,500
	<hr/>		
Total Revenues:	112,276	53,100	81,000
EXPENDITURES			
Street Maintenance	68,067	48,195	40,000
Traffic Services	1,193	174	500
Winter Maintenance	18,517	2,316	25,000
Administrative	4,234	3,327	5,000
Project Costs	9,320	18,956	10,000
Transfer to Water/Sewer	0	0	0
	<hr/>		
Total Expenditures:	101,331	72,968	80,500

VILLAGE OF GROSSE POINTE SHORES
BUDGET SUMMARY
911 SERVICE FUND 261

ACTIVITY	ADOPTED & AMENDED 2007/2008	YEAR-END ESTIMATE 2008/2009	PROPOSED 2009/2010
REVENUES			
911 Operational Funds	11,903	12,000	12,000
Contribution from General Fund	0	0	0
	11,903	12,000	12,000
EXPENDITURES			
911 Operating Funds	6,845	12,000	12,000
Total Expenditures:	6,845	12,000	12,000

**GENERAL FUND BUDGET
2009/2010**

ACTIVITY 556 WATER/SEWER	ACTUAL YEAR END 2007/2008	ESTIMATED YEAR END 2008/2009	PROPOSED 2009/2010
REVENUES			
Sale of Water	1,281,955	1,359,431	1,360,000
Water Penalties	9,235	10,000	10,000
Interest	2,500	2,500	2,500
Surplus Used/Bond Proceeds	0	0	0
2003 Bond Appopr. from Gen.	248,701	238,227	\$ 228,592
2004 Bond Appopr. from Gen.	130,328	230,000	\$ 224,532
Total Revenues:	1,672,719	1,840,158	1,825,624
EXPENDITURES			
Personal Services	100,000	100,000	100,000
Salaries	88,938	51,190	60,000
Social Security	7,012	4,069	4800
Medical/Dental	20,121	11,364	10,503
Pension	15,000	12,049	11060.5
Life Insurance	717	438	550
Longevity	800	800	1,000
Workers Compensation	3,000	2,000	2400
Uniforms	1,070	570	1,200
COLA	1,931	1,200	1,200
Miscellaneous Expenses	1,591	872	20,000
Sewage Cost	440,991	551,442	551,442
Water Cost	278,952	239,939	375,000
Repair/Maintenance of Sewer	46,950	116,649	75,000
Repair/Maintenance of Water	122,919	160,796	150,000
Equipment	0	0	0
2003 W/S Bond Principal	0	213,050	180,000
2003 Bond Interest	0	25,645	48,590
2003 Bond Fees	0	250	250
2004 Bond W/S	0	100,000	100,000
2004 Bond Interest	0	127,131	124,530
2004 Bond Fees	0	250	250
Total Expenditures:	1,129,992	1,719,705	1,817,776

**VILLAGE OF GROSSE POINTE SHORES
BUDGET SUMMARY
MARINA FUND 594**

ACTIVITY	YEAR END 2007/2008	YEAR END ESTIMATED 2008/2009	PROPOSED 2008/2009
REVENUES			
Boatwell Rentals	161,528	171,175	170,000
Interest	70,460	11,280	5,000
Miscellaneous Revenues	9,085	9,412	9,000
Bond Proceeds	0	159,895	0
Surplus	0	810,077	51,263
Total Revenues:	241,073	1,161,839	235,263
EXPENDITURES			
Personal Services	151,520	155,000	0
Insurance	15,000	15,000	15,000
Miscellaneous Expenses	11,524	9,668	10,000
Project Cost	21,880	666,940	0
Contribution to General	50,000	75,000	50,000
Depreciation	102,830	0	0
Bond Insurance Expense	0	0	0
Bond Principle	0	0	0
Bond Interest	0	239,906	159,938
Agent Fees	325	325	325
Bond Fees	0	0	0
Total Expenditures:	353,079	1,161,839	235,263

VILLAGE OF GROSSE POINTE SHORES
BUDGET SUMMARY
BUDGET STABILIZATION FUND 702

ACTIVITY	PROPOSED 2009 / 2010
REVENUES	
Contribution from General Fund	<u>144,174</u>
	0
EXPENDITURES	
Emergency Project Cost	<u>0</u>
Total Expenditures:	0
BUDGET NET REVENUES (Expenditures)	0
CURRENT ESTIMATED OPERATING SURPLUS (Deficit)	0
ACCUMULATED AVAILABLE UNAPPROPRIATED SURPLUS (Deficit) - At beginning of year	0
Projected Surplus at End of Budget Year	144,174

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
July 21, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, July 21, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, and Daniel Schulte

Absent: Council Member Fred Minturn

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JUNE 16, 2009 REGULAR COUNCIL MEETING

The minutes of the June 16, 2009 Regular Meeting were approved with amendments on motion by Council Member Hunt, seconded by Council Member Boyce and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Gloria Anton, 11 Willison Road, referenced agenda item number 7d, the Uniform Franchise Agreement.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Discussion of EMS consolidation initiative. Grosse Pointe Woods, Farms, Shores, and Harper Woods are meeting to look at possible contracting of EMS services.

C. Public Works

1. General Update

Director Smith reported on the following public works activities:

- Mr. Smith thanked Grounds Supervisor Harold Michaux, Master Gardener Mike Way and their crew for keeping the grounds and flower beds looking great this summer.
- Beginning August 3rd Rizzo Services will be taking over the contract for curbside recycling.

D. Park and Harbor

Park Director Jim Cooke reported on the following park and harbor activities:

- The swim finals are scheduled for July 22nd at Grosse Pointe City.
- The Top Guard Competition will be held Wednesday, July 29th at Grosse Pointe Woods.
- The Sharks swim team all-night camp-out and pancake breakfast was held July 15th and was a big success.
- The Community Splash Party held on July 12th was very successful and had a great turnout.
- The swim team banquet will be held Thursday, July 23rd at Barrister Gardens. Tickets are still available at the pool office.
- A new diving board was recently installed replacing the damaged old one.
- Update on the purchase of a Kayak Rack for the park.

Council Member Schulte distributed to the Council, a revised copy of a letter that he had previously read at the June Council Meeting from resident Bruce Nichols regarding the safety of the harbor.

E. Legal Report

- Per requests of Council Member Schulte and Manager Vick, Mr. McInerney provided information to the Council regarding references to certain candidates' campaign literature appearing in a Clark Hill billing for January, 2009. Mr. Vick likewise discussed the issue, and then he and Mr. McInerney answered questions from Council Members.

F. Manager's Report

Manager Brian Vick reported on the following:

- **GPSIF Banners**
The Foundation is interested in placing banners on the light poles at the intersection of Vernier and Lake Shore Road. A rendering was provided to City Council and Mr. Vick will work out the logistics with GPSIF.
- **Governmental Finance**
Plante & Moran has offered (free of charge) to provide a work session to the City Council regarding governmental finance. Mr. Vick will schedule this work session within the next 6 weeks
- **Finance Committee FAQ**
The Finance Committee, in coordination with Mr. Vick, has compiled a list of questions and answers that have arisen in the community recently. He has placed this FAQ sheet on the website and will be including it in the next City newsletter.
- **GPYC Fireworks**
As discussed during the budget process, it was not recommended that the City continue to fund fireworks through the Grosse Pointe Yacht Club. However, in light of the fact that GPYC could not cancel the fireworks without incurring significant cost and Grosse Pointe Shores residents continued to watch the fireworks from the municipal park, Mr. Vick suggested that if funds are available, Grosse Pointe Shores make a payment to the GPYC for these past fireworks.
- **Updated Marina Rules**
The Marina Ad Hoc Committee has updated the handbook for marina occupants, and if no objections from city council, will distribute them to boaters as soon as possible. No objections were raised.

- **Televising Council Meetings**

Council Member Schulte had asked that the topic of televising council meetings be placed on the agenda. Mr. Vick indicated that he and his staff will explore this issue (e.g. feasibility, cost, live vs taped, upgrading technical equipment) and report back to the City Council within the next couple months.

NEW BUSINESS

- **PUBLIC APPEARANCE - Wayne County Commissioner, Tim Killeen**

Commissioner Killeen addressed the Council to update them on current Wayne County activities and issues.

- **Employee Retirement System – Statement of Investment Policies, Procedures and Objectives**

The Employee Retirement System Commission, with the assistance of consultant Asset Strategies, Portfolio Services, Inc. has recently reviewed and updated the "Statement of Investment Policies, Procedures and Objectives. Mr. George Vitta, President of Asset Strategies was present to review these updates with the Council. After discussion of these updates, and amendment to the name to reflect "Village of Grosse Pointe Shores, A Michigan City", the revised "Statement of Investment Policies, Procedures and Objectives" dated May 2009 was approved on motion by Council Member Hunt, seconded by Council Member Kedzierski, and carried by unanimous vote.

- **Appointments to Pension Commission and Tree Board**

Mayor Cooper recommended current Commission Member James Vandenberghe as Chairperson of the Pension Commission to replace Jonathan Walton who recently resigned from that position. Also, after speaking with a number of interested residents and following a review of their applications, Mayor Cooper recommended that Robert G. Buydens, 55 Willison, be confirmed as a citizen representative to the Employee Retirement Pension Commission for the remainder of the term which expires April 1, 2011.

On April 1, 2009 newly elected GPSIF President, Susan Charron, was appointed to the Tree Board as representative from the GPSIF. Ms. Charron has asked to step down from the position. Mayor Cooper has recommended that Robert Squires retake his place on the Board for the term expiring April 1, 2011.

Motion to confirm these appointments was offered by by Council Member Boyce, supported by Council Member Graziani and unanimously carried.

- **Uniform Franchise Agreement**

Mr. McInerney addressed the Council regarding the Uniform Franchise Agreement. The Village entered into a fifteen year television franchise agreement with Comcast Cable in

June of 1994. In anticipation of the expiration of this agreement Comcast contacted Grosse Pointe Shores regarding a new Michigan Uniform Video Service Local Franchise Agreement. The other Grosse Pointe Communities along with Harper Woods, all of whom were operating under a joint agreement with Comcast, were also in the process of entering into a new agreement with Comcast.

As a result, Grosse Pointe Shores worked with the other local communities, along with counsel retained and paid by the Conference of Eastern Wayne, to negotiate the most favorable terms possible in light of federal and state franchise legislation that has lessened the authority of local governments with respect to cable franchising since the original agreement in 1994. The collaborative effort helped in sharing the legal fees. Each of the Grosse Pointe communities sought to preserve the level of funding we receive from franchise fees and PEG fees which help us manage our right-of-ways and fund community access television (i.e. Grosse Pointe War Memorial Ch 5).

The franchise fee Grosse Pointe Shores receives will continue to be 5% of Comcast's gross revenue from the City. Historically, we have never received PEG money; however, the new agreement sets a PEG fee of 1.15% of Comcast gross revenue, a number which assures that the War Memorial will continue receiving the same level of funding to operate Channel 5. With Council approval, this PEG money would be directly transmitted by Comcast to the War Memorial.

After a lengthy discussion, it was decided that the Council would like to have more time to study and review this franchise agreement and would be prepared to act on it at the August 18th Council Meeting.

- **Southeast Michigan Regional Energy Office - Discussion**

Mr. Vick reported that the City Council is requested to consider the adoption of the attached Participation Agreement with the Regional Energy Office (the Energy Office).

The Energy Office is being formed, in the short-term in an effort to assist communities in securing funding under the Energy Efficiency and Conservation Block Grant (EECBG), and in the long-term to establish an organization, with a means of funding, that can fund future projects and continue to assist communities with their needs.

In summary, the Michigan Suburbs Alliance, through the formation of the Energy Office, is attempting to obtain stimulus funding dedicated to the EECBG. By completing applications and coordinating community request pro-bono, the Energy Office would then pass through any grant funding obtained through this process to the community as a zero percent loan to be paid back on a term that the community identifies in its application and in tune with the estimated energy savings realized with the improvements paid for by the funding. These payments would then be utilized to establish a Revolving Loan Fund that could fund additional projects.

The Michigan Suburbs Alliance feels that this is a unique situation, and a unique opportunity to do this since many smaller communities, not "entitled" under the program (those with a population less than 35,000) do not have the resources to draft and submit funding requests in a 60-day window that will begin when the guidelines are released (anticipated around August 1st). Potential funding includes replacement of street lighting (whether City-owned or DTE owned) and necessary HV AC upgrades in municipal buildings.

Mr. Vick stated that he, along with Mr. McInerney, will continue to gather information regarding this and forward to the City Council for review.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Mr. N. William O'Keefe, 75 Vernier Road spoke regarding Comcast Cablevision.

Dr. Raymond Rahi, 805 Michaux Lane, commented regarding the construction of the City Council Agenda; reviewing of campaign literature; and cable TV providers.

Dr. Robert Lee, 29 Belle Meade, commented regarding the review of campaign literature and state laws.

Mrs. Helen Bai, 51 Fairford Road presented a check to be used toward the operating fund to keep Grosse Pointe Shores services at top quality.

Mr. Richard Scarfone, 565 Shelden commended the new harbor and commented regarding the review of campaign literature and opinion of the City Attorney.

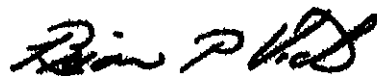
Council Member Schulte asked if a section could be added to the agenda for future meetings to address "Council Member Comments". Mayor Cooper advised him to work with Mr. Vick regarding City Council Rules and Procedures and that they can address it at the August 18th Council Meeting.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, August 18th and Tuesday, September 15, 2009 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 9:20 p.m. on motion by Council Member Hunt, supported by Council Member Schulte and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL WORK SESSION
August 18, 2009

A work session of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, August 18, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 6:15 p.m. by Mayor Cooper.

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney

The work session was called to provide an update on the City's water supply issues. The update was provided by Thomas E. Biehl, James F. Burton and Nicole Selais of Hubbell, Roth & Clark, Inc., the City's consulting engineers, who made a presentation and answered questions.

No decisions were requested or made and no deliberations took place.

The work session of the Council was adjourned at 6:50 p.m. on motion by Council Member Hunt, supported by Council Member Boyce and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
August 18, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, August 18, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JULY 21, 2009 REGULAR COUNCIL MEETING

The minutes of the July 21, 2009 Regular Meeting were approved on motion by Council Member Hunt, seconded by Council Member Graziani and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

No comments.

PUBLIC HEARING

Planning Commission Chair Mary Matuja presented the following petitions:

A. 66 Colonial Road; 2009-02 (Mr. & Mrs. Richard McBrien); Request to build an addition to the existing *non-conforming structure*, which sits on a *non-conforming lot*, therefore requiring a variance. Petitioner requests:

- Lot coverage of 30.89%, Ordinance maximum is 25%; current coverage is 30.54%, so minimal increase is requested.
- Side yard setback of 9 feet 6 inches, ordinance requires 10 feet; current setback is 9 feet 6 inches, so no increase is requested.

Mrs. Matuja stated the proposed variance was recommended for approval by the Planning Commission at the 7/7/09 meeting. Practical difficulty was determined to be living accommodations for Mr. McBrien

who was recently diagnosed with Parkinson's disease and requires an elevator and a second story addition combined with the size and configuration of the lot.

Mr. William Baldner, Architect from Clifford N. Wright & Associates, was present to represent the petitioners of 66 Colonial Road and answer any questions regarding the project.

Following a brief discussion, the variance to approve lot coverage of 30.89% was offered by Council Member Schulte, supported by Council Member Boyce and unanimously carried.

Variance to approve construction of the proposed addition to the existing *non-conforming* structure which sits on a *non-conforming* lot was made by Council Member Boyce, seconded by Council Member Hunt and unanimously carried.

B. 31 Colonial Road; 2009-03 (Mr. & Mrs. Robert Ertzbischoff); Request to build an addition to the existing *non-conforming structure*, which sits on a *non-conforming* lot, therefore requiring a variance. Petitioner requests:

- Lot coverage of 29%, Ordinance maximum is 25%
- Side yard setback of 7 feet, ordinance requires 10 feet
- Rear yard setback of 25 feet, ordinance requires 30 feet

Mrs. Matuja indicated that there were no objections from the neighbors who were notified within the 300 feet radius. The variances were recommended for approval at the July 7th Planning Commission meeting but the applicant has since submitted a revised plan smaller in scale and reduced variance (changes underlined in bold).

- Lot coverage of **26%**, Ordinance maximum is 25% (currently 18%)
- Side yard setback of 7 feet, ordinance requires 10 feet (currently 7 feet)
- Rear yard setback of **27.5** feet, ordinance requires 30 feet (currently 30 feet)

Mr. McNerney indicated that the practical difficulty is the size and configuration of the property, like most of the lots on Colonial. He indicated that if this lot were a conventional size, neither of the requested variances would be necessary. Petitioner and homeowner Mr. Richard Ertzbischoff then addressed the Council regarding the project.

After a brief discussion motion to approve the variance for lot coverage of 26% was offered by Council Member Schulte, supported by Council Member Graziani and unanimously carried.

Motion to approve the variance for a side yard setback of 7 feet was offered by Council Member Schulte, supported by Council Member Boyce and unanimously carried.

Motion to approve the variance for a rear yard setback of 27.5 feet was offered by Council Member Boyce, supported by Council Member Graziani and unanimously carried.

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Hunt, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Sgt. Rohr was acknowledged in a Grosse Pointe News article for leading a cooperative effort in the arrest of a suspect in the Grosse Pointe Woods larceny cases.
- Director Poloni addressed previously distributed letters from residents and visitors commending the public safety department.

C. Public Works

1. General Update

Director Smith reported on the following public works activities:

- Seasonal employees are returning to college.
- August 3rd Rizzo Services began as our new curbside recycling contractor.
- Upcoming Wayne County Household Hazardous Waste collection days.
- Current tree contractor Woody's Tree Service has begun work in the city.
- Catch basins have been vacuumed and the streets have been swept.
- Vernier Road project is expected to go to bid the beginning of September.

D. Park and Harbor

Park Director Jim Cooke reported on the following park and harbor activities:

- The GPS Sharks swim team ended their season with a 1 and 4 record, and finished 5th in the finals.

- Commended lifeguards for a wonderful season and making the pool a safe and enjoyable facility.
- The Last day for early morning swim is Sunday, August 30th and the pool closes on Monday, September 7th.
- A Kayak rack is now available in the park located by the maintenance garage.
- Maintenance in the harbor

Council Member Schulte then read a report from the Grosse Pointe Shores Harbor Committee outlining actions and plans that have been worked on or completed this year by the committee with help from the Harbormaster and City Manager. Mr. Brian Geraghty, Marina Ad Hoc Committee Chair was present and commented regarding some of these issues.

E. Legal Report

No comments.

F. Manager's Report

Manager Brian Vick reported on the following:

- **Brownout** - Aside from the inconvenience, the brownout afforded the opportunity to run the generator and confirm its operation. The generator is only intended to run the dispatch area and keep them functioning. Positive feedback was received from boaters who were contacted advising them to monitor their bilge pumps.
- **Citizen Recognition – Ralph C Wilson** – Mr. Wilson has been invited to a future council meeting for public recognition on his induction into the Pro Football Hall of Fame.
- **Letter from Resident – Olmsted** – Internal operations will be reviewed and improvements made where appropriate.
- **Televising Council Meetings** – (progress report) – Preliminary information has been obtained on what is needed to broadcast meetings and the prices range from a few hundred dollars to over \$30,000 depending on professionalism. This will be addressed on the September agenda.
- **News Article -** With the public safety contract expiring in June 2010 a relevant article was included in council packets relating to this.
- **Governmental Finance** – Due to busy schedules, the Plante-Moran work session will be rescheduled.

G. Mayor's Report

Mayor Cooper complimented the Grosse Pointe Shores Improvement Foundation on their 25th Anniversary Banners on the light posts.

OLD BUSINESS

A. Uniform Franchise Agreement – Comcast

This topic was originally discussed at the July City Council Meeting with Council desiring more time to consider the matter. Arrangements were made, and Mr. Mike Watza from the legal firm of Kitch, Drutchas, Wagner, Valitutti & Sherbrook was present to explain the process and answer any council questions. Mr. Watza was retained by the Conference of Eastern Wayne to negotiate with Comcast on behalf of the Grosse Pointe communities, all of which have approved the proposed agreement.

After a lengthy discussion, motion to adopt the resolution for the proposed Uniform Franchise Agreement and Mutual Settlement Agreement Release was offered by Council Member Minturn, supported by Council Member Hunt and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt and Minturn

NAYS: Council Members Kedzierski, and Schulte

ABSENT: None

B. Southeast Michigan Regional Energy Office

Since the July City Council Meeting, DPW Director Smith was able to attend a seminar detailing the EECBG rules which continue to evolve. Ultimately this participation agreement is an opportunity to leverage \$50,000 (previously reported to be upwards of \$140,000) towards energy efficiency implementation.

City Council is requested to consider the adoption of the attached Participation Agreement with the Michigan Suburbs Alliance regarding the City's participation in the newly formed Southeast Michigan Regional Energy Office (the Energy Office).

The Energy Office is being formed, in the short-term in an effort to assist communities in securing funding under the Energy Efficiency and Conservation Block Grant (EECBG), and in the long-term to establish an organization, with a means of funding, that can fund future projects and continue to assist communities with their needs.

In summary, the Michigan Suburbs Alliance, through the formation of the Energy Office, is attempting to obtain stimulus funding dedicated to the EECBG. By completing applications and coordinating community requests pro-bono, the Energy Office would then pass through any grant funding obtained through this process to the community as a zero percent loan to be paid back on a term that the community identifies in its application and in tune with the estimated energy savings realized with the improvements paid for by the funding. These payments would then be utilized to establish a Revolving Loan Fund that could fund additional projects.

The Michigan Suburbs Alliance feels that this is a unique situation, and a unique opportunity to do this since many smaller communities, not "entitled" under the program (with a population less than 35,000) do not have the resources to draft and submit funding requests in a 60-day window that will begin when the guidelines are released. Potential funding includes replacement of street lighting (whether City-owned or DTE owned) and necessary HVAC upgrades in municipal buildings.

Motion to enter into a participation agreement with the Michigan Suburbs Alliance was made by Council Member Minturn, seconded by Council Member Graziani and unanimously carried.

NEW BUSINESS

A. METRO ACT APPLICATION - ATC Outdoor

Mr. Vick reported that each of the Grosse Pointe communities has received a Metro Act application from ATC Outdoor. ATC Outdoor is proposing to place fiber cable in the right of way and attach transmitters to DTE utility poles for wireless providers. The Metro Act was adopted to streamline the application process for telecommunication providers and maintain right of way protections for municipalities. Grosse Pointe Shores is compensated by approximately \$8,000 per year based upon the lineal footage of infrastructure that all telecommunication providers have installed in our community. The Act limits the authority that municipalities have in processing applications (similar to our eroded ability to negotiate with cable service providers) and dictates approval timeframes. As a frame of reference, GP Shores approved a similar request by Clear Links in November 2003.

ATC has confirmed that they will not be installing any new utility poles, fiber will be installed above ground on existing poles, and nodes will only be placed on DTE poles.

Representatives from American Tower were present to address the council and answer questions.

After a brief discussion, motion to approve the attached resolution to permit ATC Outdoor to utilize the public right of way to install infrastructure as permitted under the Metro Act was offered by Council Member Minturn, supported by Council Member Hunt and unanimously carried.

B. MDOT Contract – Vernier Road

Mr. Vick recommended that the City Council authorize the Mayor and City Clerk to sign the necessary contract with MDOT for the resurfacing of Vernier Road subject to the final approval of the contract language by the City Attorney.

As the federal government has been allocating economic stimulus money, DPW Director, Brett Smith, has been keeping City Council abreast of his efforts to obtain federal road dollars for our eligible major streets. Through Mr. Smith's representation on the Wayne County Federal Aid Committee, Grosse Pointe Shores is eligible for \$314,900 to be used for road improvements on Vernier Road.

Motion to approve execution by the Mayor and City Clerk of a contract with MDOT was offered by Council Member Hunt, seconded by Council Member Graziani and unanimously carried.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Dr. Janice Pemberton, 62 Michaux Court commented regarding audio taping of meetings, recycling pickup and harbor rules.

Mr. Lev Wood from the Clinton River Watershed Council announced an upcoming watershed presentation to take place at 7:00 p.m. on September 1st at the Ewald Library in Grosse Pointe Park regarding water quality.

COUNCIL MEMBER COMMENTS

Council Member Kedzierski commented regarding an incident at the dog park.

Council Member Boyce announced that the Grosse Pointe Shores Improvement Foundation is having their 25th Anniversary Celebration and Silent Auction on Saturday, September 19, 2009 at the Edsel & Eleanor Ford House.

Council Member Schulte commented regarding the HRC water study and proper notification procedures.

Council Member Hunt commended Mr. Vick on his professionalism and transition to City Manager.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, September 15th and Tuesday, October 20, 2009 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 9:08 p.m. on motion by Council Member Hunt, supported by Council Member Schulte and carried by unanimous vote.



Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
September 15, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, September 15, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, and Daniel Schulte

Absent: Council Member Fred Minturn (Absence excused by City Council)

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Community Planner, Christopher McLeod
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE AUGUST 18, 2009 CITY COUNCIL WORK SESSION

The minutes of the August 18, 2009 City Council Work Session were approved on motion by Council Member Boyce, seconded by Council Member Hunt and carried by unanimous vote.

APPROVAL OF MINUTES OF THE AUGUST 18, 2009 REGULAR COUNCIL MEETING

The minutes of the August 18, 2009 Regular Meeting were approved on motion by Council Member Graziani, seconded by Council Member Boyce and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Janice Pemberton, 62 Michaux Court commented regarding harbor rules and summer employment.

Kay Felt, 900 Lake Shore Road commented regarding Grosse Pointe Shores' financial situation.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Hunt and seconded by Council Member Boyce.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

Mayor Cooper and Mr. Vick addressed procedures regarding requests and distribution of information to council members. Mr. Vick reiterated the importance of direction coming from City Council as a collective body.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Officer Tony Spina attended one week of SWAT team training in Grayling, Michigan. Officer Spina is currently the only member of the department assigned to the joint Grosse Pointe/Harper Woods Special Response Team.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Seasonal employees are back to school.
- The transition of Rizzo Services as our new curbside recycling contractor is going well.
- Minor sewer work on Hawthorne Road will take place shortly.
- Repaving of Vernier Road - State bids were received and 2010 construction on schedule.

D. Park and Harbor

1. Monthly Update

Park Director Jim Cooke reported on the following park and harbor activities:

- After a successful summer, the pool closed on Monday, September 7th.
- All of the summer programs were well attended.
- The picnic reservation schedule was full this year; the pavilion was reserved every Saturday and Sunday throughout the summer.

- The pool has been winterized for the year and the bath house will follow shortly.
- Flyers for the Grosse Pointe Shores annual Halloween "Boo-Fest", being held Wednesday, October 21st will soon be mailed. Volunteers are greatly needed to make this event a success!
- Thanked residents and staff for a wonderful summer at the park.

2. Harbor Update

Park and Harbor Liaison Schulte reported on the following:

- September 2nd Harbor Ad Hoc Meeting
- Harbor safety
- Cracking concrete splash wall

Harbor Ad Hoc Committee Chairman Geraghty voiced concern about a newspaper article regarding safety in the harbor and is the process of addressing concrete wall longevity concern.

E. Legal Report

No comments.

F. Manager's Report

Manager Brian Vick reported on the following:

- September 6th Free Press article titled "Financial turnarounds not easy"
- Court proceedings regarding 759 Lake Shore Road
- MML 111th Annual Convention
- Anonymous correspondence
- MML Review Article written by Dr. Ohren was distributed. Excerpt relating to televising council meetings.

G. Mayor's Report

- Mayor Cooper introduced past president of the Grosse Pointe Shores Improvement Foundation Lynn Kurtz who invited everyone to attend the upcoming GPSIF 25th Anniversary Celebration and Silent Auction on Saturday, September 19th from 5-7 pm at the Edsel and Eleanor Ford House.
- Mayor Cooper stated he will be participating in the Beaumont/Grosse Pointe Hospital 7 for 70 Heart and Vascular Wellness Screening.

OLD BUSINESS

A. Master Plan Public Hearing and Proposed Adoption

Mayor Cooper stated that the City Council will conduct a public hearing with respect to the proposed Master Plan. Following the public hearing, the proposed Master Plan will be

considered for final approval by the City Council as recommended by the Planning Commission at its September 1st Meeting.

Planning Commission Chair Mary Matuja addressed the Council recognizing and thanking Planning Commission members, Community Planner Christopher McLeod, City Attorney Mark McNerney, and City Manager Brian Vick for their involvement in the Master Plan process. She then gave a brief history of the process and introduced Community Planner Christopher McLeod to address the public and city council.

Mr. McLeod described the purpose of the Master Plan and highlighted some of the changes in the proposed plan as compared with the plan that the city has been operating under since its adoption in 1991.

Mr. McNerney addressed the public and city council emphasizing that the Master Plan is a guide and not an implementation document.

PUBLIC COMMENTS

Mary Anne La Hood, 20 Stillmeadow Lane voiced disapproval of the park club district expansion portion covered on page 102 of the plan.

John Booth, 980 Lake Shore Road voiced concern over the special zoning district of the Shoreline properties north of Vernier Road, park improvements, and a possible water tower.

Janice Pemberton, 62 Michaux Court stated disapproval of community center and water tower language being included in Master Plan.

There being no further comments from the public, Mayor Cooper then closed the public hearing and opened up discussion from the council.

After a lengthy discussion, motion for final approval and enactment of the Master Land Use Plan was offered by Council Member Boyce, seconded by Mayor Cooper and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, and Hunt

NAYS: Council Members Kedzierski and Schulte

ABSENT: Council Member Minturn

NEW BUSINESS

A. Michigan Municipal Risk Management Annual Insurance Report

Mr. Vick introduced MMRMA member representative, N. William O'Keefe, and IBEX representative Keith Potter who then made a presentation to the Council regarding the city's current policy, insurance market, risk management and the overall condition of the city with respect to insurance matters.

B. Televising Council Meetings

The issue of televising the municipal council meetings was raised during the July council meeting. Mr. Vick researched this issue and reported the following:

- Based upon conversations with the city's IT consultant and the Grosse Pointe War Memorial, rebroadcasting the meetings from the existing disks can be done. The City has historically utilized a camera/ audio recording and a separate audio recording for purposes of security and meeting minute preparation. The quality of the video/audio is adequate for those purposes but by no means of a level that would typically be re-broadcast to a community. The separate stand-alone audio has a higher level of clarity.
- The desired level of viewing/audio quality will dictate how much could be spent on a system. On the least expensive end, we could take our existing disk, purchase some software for a few hundred dollars and begin broadcasting. To have a production that is a higher standard as seen in other communities (with equipment intended for broadcasting purposes) has been estimated at \$35,000.
- There are positive and negative arguments to the prospect of televising council meetings. Feedback has been received from City Managers whose communities are successfully broadcasting meetings as well as feedback from managers who feel that televising the meetings has created problems.

Discussion ensued between the council. Council Member Schulte distributed information he had researched favoring the televising of meetings. More discussion occurred and it was decided to view this additional information, research this idea further and place it on a future agenda.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Rebecca Booth, 980 Lake Shore Road commented regarding the process involved with the Master Plan.

Janice Pemberton, 62 Michaux Court commented regarding 759 Lake Shore Road, and homes in foreclosure.

Walter Thursam, 74 Regal Place commended the Council on planning for the future of Grosse Pointe Shores.

Raymond Rahi, 804 Michaux Lane commented regarding transparency and expectations of the City Council.

Vito Cusenza, 562 Ballantyne Road spoke regarding homestead exemptions, foreclosures, and Comcast Cablevision.

Jim Jacobs, 45 S. Edgewood asked questions about appointments of members of the Board of Review and the number of Board of Review members.

COUNCIL MEMBER COMMENTS

Council Member Kedzierski informed Council as to Grosse Pointe Shores Improvement Foundation fundraising efforts including the potential targeting of legacy gifts for community projects.

Council Member Boyce asked for volunteers to help with the Beautification Committees' upcoming fall cleanup days and the annual Halloween *BooFest*.

Council Member Graziani encouraged support and attendance at the upcoming GPSIF 25th Celebration and Silent Auction.

Council Member Hunt thanked residents for attending the meeting.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, October 20th and Tuesday, November 17, 2009 at the GPS Municipal Building.

CLOSED SESSION

Mayor Cooper asked for a motion and a roll call to enter into closed session.

ROLL CALL VOTE ON CLOSED SESSION TO DISCUSS COLLECTIVE BARGAINING NEGOTIATIONS

Motion to enter into Closed Session to discuss collective bargaining negotiations was offered by Council Member Boyce, supported by Council Member Graziani and carried as follows:

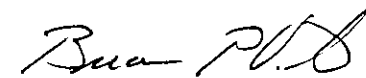
AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski and Schulte

NAYS: None

ABSENT: Council Member Minturn

ADJOURNMENT

The meeting of the Council was adjourned at 9:50 p.m. on motion by Council Member Hunt, supported by Council Member Graziani and carried by unanimous vote.



Brian P. Vick, City Clerk

**VILLAGE OF GROSSE POINTE SHORES,
A MICHIGAN CITY**

**RESOLUTION OF CITY COUNCIL APPROVING AND ADOPTING
AMENDED AND RESTATED MASTER LAND USE PLAN**

Statement of Facts

A. In accordance with the requirements of state law, the City Planning Commission (and its predecessor, the Village Planning Commission) has been engaged in a review of the Grosse Pointe Shores Master Plan since 2007. On June 2, 2009, the Planning Commission tentatively approved a draft amended and restated Master Land Use Plan ("Master Plan").

B. On June 16, 2009, the City Council gave its tentative approval to the draft Master Plan, and approved the Master Plan's distribution, pursuant to MCL §125.3841(1).

C. On June 23, 2009, the notices required by MCL §125.3841(2) to be sent to various governmental entities and public utilities were sent to those entities, indicating, among other things, that the Planning Commission would conduct a public hearing on the proposed Master Plan on September 1, 2009. Also on June 23, 2009, a Statement of Compliance with the Requirements of MCL §§125.3841(2)(a) and (d) was sent to the Wayne County and Macomb County Boards of Commissioners, pursuant to MCL §125.3841(e).

D. On August 12, 2009, in accordance with MCL §125.3843(1), a notice of the September 1, 2009 public hearing regarding the Master Plan was published in the *Grosse Pointe Times* newspaper. Notice of the September 1, 2009 public hearing, and a copy of the proposed Master Plan, have also been posted on the City's website.

E. On September 1, 2009, the Planning Commission conducted the public hearing required by MCL §125.3843(1).

F. Also on September 1, 2009, the Planning Commission, by a vote of eight members in favor, none opposed, and one absent, adopted a resolution approving the proposed Master Plan and recommending its approval by the City Council.

G. Although Michigan law requires that a public hearing regarding a master plan be conducted only by the Planning Commission, the City Council held a second public hearing regarding the Master Plan during its regular meeting on September 15, 2009.

H. With the conclusion of the public notice and public hearing process, the City Council believes that the proposed Master Plan, as recommended by the Planning Commission, should be approved and adopted.

NOW, THEREFORE, the City Council by this resolution approves and enacts the Master Land Use Plan of Village of Grosse Pointe Shores, A Michigan City, effective immediately.

Pursuant to MCL §125.3843(2) and (3), copies of this Resolution, as well as the Planning Commission's September 1, 2009, shall be included on the inside front or back cover of the Master Plan as finally published.

Enacted: September 15, 2009

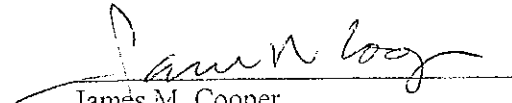
Ayes: Council Members Boyce, Hunt, Graziani and Mayor Cooper

Nays: Council Members Kedzierski and Schulte

Absent: Council Member Minturn



Brian P. Vick
City Clerk


James M. Cooper
Mayor

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
October 20, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, October 20, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Fred Minturn, Thaddeus Kedzierski, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE SEPTEMBER 15, 2009 REGULAR COUNCIL MEETING

The minutes of the September 15, 2009 Regular Council Meeting were approved on motion by Council Member Hunt, seconded by Council Member Boyce and carried by unanimous vote.

APPROVAL OF MINUTES OF THE SEPTEMBER 15, 2009 CLOSED SESSION MEETING

The minutes of the September 15, 2009 Closed Session Meeting were approved on motion by Council Member Boyce, seconded by Council Member Graziani and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

No comments.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Minturn, and seconded by Council Member Boyce.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Recent completion of training opportunities for two officers (Lundin and Fraser).
- Fireworks application was approved and received by the Coast Guard for a fireworks display to be held on October 24th hosted by the resident at 936 Lake Shore Road.

Director Poloni reported that they are continuing to monitor coyotes in the area. They are communicating with other surrounding communities with regards to this problem and have posted information on the city's website about the control and prevention of coyotes.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Curbside leaf pick-up will begin on October 26th.
- Pre-construction meeting on the Vernier Road project was held and construction is scheduled to begin mid June, 2010.
- Lake Shore Road (Vernier to Moross) Project - Grade Inspection Meeting is scheduled for November 15, 2009, bids are scheduled to go out spring 2010 with construction beginning summer 2010.
- North Lake Shore Road has been selected and approved for the 2011 STPU Funding.
- DEQ inspection regarding CSO outfalls was done and the project is completed.

D. Park and Harbor

1. Monthly Update

Park Director Jim Cooke reported on the following park and harbor activities:

- Plans for the Annual Halloween "BooFest" are being finalized.
- The tennis courts will be closed for the winter on November 1st.
- The harbor will close for the season on November 15th.
- Fall park hours are Monday through Friday from 7:30 a.m. to 9:00 p.m.; and Weekends from 8:00 a.m. to 8:00 p.m. Hours may be adjusted after November 15th.

2. Harbor Update

Park and Harbor Liaison Schulte reported on the following:

- Caps have been placed on the four inch pipes in the harbor.

- The City is receiving proposals from concrete testing companies regarding the wall.
- Well rental rules were discussed and will continue to be looked into.

E. Tree Board Update

Grosse Pointe Shores Forester Brett Marshall reported on the following:

- 60 Ash and Elm trees have been lost to disease this year. There are approximately 120 Ash trees remaining throughout the city.
- 2010 minor injection program will take place for remaining Ash trees.
- Minor tree trimming is being done throughout the city.
- Grosse Pointe Shores Improvement Foundation in conjunction with GP Park and GP City have combined bids for major savings of tree planting.
- Tree City Application has been made and forwarded to Administration for completion.
- The city will be applying for a \$4,000 grant due to Tree City Status.

Legal Report

Council Member Kedzierski inquired into Mr. McInerney's request for legal sanctions in his written response to the MCFA Complaints and whether it was necessary.

F. Manager's Report

Manager Brian Vick reported on the following:

- MML Elected Officials Academy.
- DWSD Water Rates.
- November Agenda – Two ZBA items and presentation of the Plante & Moran audit.
- Finance Committee upcoming meeting with a date to be determined.

G. Mayor's Report

- Mayor Cooper will be attending the Grosse Pointe War Memorial Annual Veterans Day Breakfast on November 11th and encouraged residents to attend this worthy event.

OLD BUSINESS

A. Michigan Suburbs Alliance – Energy Efficiency and Conservation Block Grant

Mr. Vick updated the Council regarding the submittal process and status of the Energy Efficiency and Conservation Block Grant.

NEW BUSINESS

A. December 15, 2009 City Council Meeting – Change Meeting Time

Due to the cancellation of the annual appreciation lunch, motion to change the time of the December 15, 2009 City Council meeting from 10:00 am to 7:00 pm was offered by Council Member Boyce, seconded by Council Member Graziani and carried by unanimous vote.

B. Compliance with FACTA / Red Flag Rules

Mr. Vick reported that The Federal Trade Commission (FTC) has announced an implementation date of November 1, 2009, in enforcement of new regulations called "Red Flag Rules" as part of FACTA. The rules require government entities that defer payment for goods and services to implement identity theft prevention programs. For local units, this applies to municipal utilities, including water and sewer and electric.

The Fair and Accurate Credit Transactions Act of 2003 (FACTA) contains new regulations that require financial institutions and creditors to develop and implement written identity theft prevention programs. According to the FTC, in cases where government entities defer payment for goods or services, they should be considered creditors. To comply with the Red Flags Rules, one must provide for the identification, detection and response to patterns, practices or specific activities that could indicate identity theft. The FTC has taken the position FACTA applies to municipal utilities.

Motion to recommend adoption of the proposed Identity Theft Prevention Program Resolution and that City Administration begin implementing the policy accordingly was offered by Council Member Hunt, supported by Council Member Boyce and carried by unanimous vote.

PUBLIC COMMENT ON NON-AGENDA ITEMS

- Mary Matuja, 865 Lake Shore Road – Opposes recall and thanked council for hard work and dedication to the community.
- Rose Garland Thornton, 1040 Lake Shore Road – Voiced concern regarding recall petition.
- Robert Lee, 29 Belle Meade – Inquired into the Grosse Pointe News Article regarding the written response to the MCFA complaints; and legal billing questions.
- Warren Damman, 25 Renaud – Concern over recall; clarification regarding Mayor/Council Member photos and copyright owner.
- John Booth, 980 Lake Shore Road – Concern regarding City Pension Funds, Bond Servicing, and Retiree Medical Benefits.
- Susan Charron, 59 Willow Tree Place – Reported on success of GPSIF 25th Anniversary fund raising event.
- Vito Cusenza, 562 Ballantyne Road – Concern and questions regarding Employee Benefits, Pension Funds, and Halloween BooFest costs.
- Pat McCarroll, 40 Claireview Road – Against proposed recall and urged fellow residents to boycott recall.
- Brian Geraghty, 59 Willow Tree Place – Spoke against recall and encouraged residents to vote no to recall.
- Pat Chasteen, 51 Colonial - Support of tax increase due to declining SEV's.
- Mike Monahan, 521 Lake Shore Road – Concern over Grosse Pointe News negative press toward Grosse Pointe Shores and negative consequences the recall election will have on perception of the community.
- Janice Pemberton – Concern over Charter Commission meetings with regard to a tax millage increase; recommended further municipal cost-cutting.
- Cameron Piggott, 21 Renaud Road – Against cutting public services and urge fellow citizens against recall.
- James Hayosh, 64 Roslyn Road - Concern over contention in city and against added expense of Recall Election.

- Sandra Cavataio, 24 Woodland Shore – Advised close review of budget; favored budget cuts; and against millage increases.
- Paul Naz, 62 S. Duval – Spoke regarding declining property values; commended Grosse Pointe Shores for superior services; recall having negative effect on the city; and concern over current Council being held responsible for past negotiated pensions.
- Dave Kenny, 81 Fordcroft – Spoke regarding city services, pension funds, declining property values and voiced concern over recall website.
- John Lundy, 535 Ballantyne – Questions regarding Council Member Kedzierski's request for a line item budget review.
- Bryan Lane, 90 Sunningdale – Concern over animosity and encouraged Council to work together.
- Sheryl Carpenter, 29 Roslyn Road – Appreciation of Grosse Pointe Shores services, Halloween BooFest, and dedication of Council.
- Mark Zmyslowski, 85 S. Duval – Favored tax increase to keep value of services to citizens; against recall; and thanked Council for hard work and dedication.
- Anne Stricker, 65 S. Duval – Concerned over unnecessary expense of recall election; favored millage increase.
- Anne Coates, 65 Moorland – Complimented city for fine services, spoke against recall and encouraged everyone to pull together.

COUNCIL MEMBER COMMENTS

Council Member Kedzierski read a letter from a resident asking for an explanation about the recent tax millage increase. Mr. Vick informed the Council that he had recently met with the resident and addressed her concerns.

Council Member Boyce reported on the programs offered by Services for Older Citizens (SOC).

Council Members Minturn, Hunt and Schulte thanked audience members for attending the Council Meeting.

Council Member Schulte made a motion to begin broadcasting City Council Meetings on the community access channel. Council Member Kedzierski supported the motion. After a period of discussion which included the submission of an implementation plan by Council Member Schulte, the motion was amended to broadcast monthly City Council Meetings on the community access channel three times a week on a six month trial base period. Motion carried as follows:

AYES: Council Members Boyce, Hunt, Kedzierski and Schulte
 NAYS: Mayor Cooper, Council Members Graziani and Minturn
 ABSENT: None

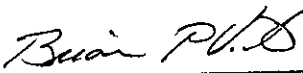
Council Member Graziani congratulated the GPSIF on the success of their recent 25th Anniversary fundraising event.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, November 17th and Tuesday, December 15, 2009 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 9:00 p.m. on motion by Council Member Hunt, supported by Council Member Graziani and carried by unanimous vote.



Brian P. Vick, City Clerk

**VILLAGE OF GROSSE POINTE SHORES,
A MICHIGAN CITY**

**RESOLUTION ADOPTING IDENTITY
THEFT PROTECTION PROGRAM**

Facts

1. In the Fair and Accurate Credit Transactions Act ("FACTA"), enacted in 2003, Congress directed the Federal Trade Commission ("FTC") to publish rules requiring financial institutions and creditors to recognize and combat identity theft.

2. In November, 2007, the FTC published regulations, called the "Red Flag Rules," requiring "financial institutions" and "creditors," as defined in the regulations, to establish as corporate policy an identity theft recognition program designed to identify, detect and respond to identify theft threats.

3. As a reseller of water to residents of the City, Grosse Pointe Shores is a "creditor" for purposes of the Red Flag Rules, and is thus obliged to enact a policy establishing an identity theft protection program. Enforcement of the Red Flag Rules is now scheduled to begin on November 1, 2009, and the City is expected to have a policy in place by that time.

4. The attached Identity Theft Prevention Program is designed to comply with the obligations imposed by the FTC under the Red Flag Rules and by the Congress under FACTA.


NOW, THEREFORE, IT IS RESOLVED that the attached Identity Theft Prevention Program is adopted as an Official Policy and Procedure of Village of Grosse Pointe Shores, A Michigan City.

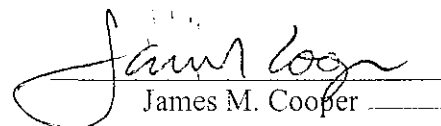
Passed: October 20, 2009

Ayes: Council Members Boyce, Graziani, Hunt, Kedzierski,
Minturn, Schutte and Mayer Cooper

Nays: Council Members None

Absent: Council Members None


Brian P. Vick
City Clerk


James M. Cooper
Mayor

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
November 17, 2009

A monthly Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, November 17, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:05 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, and Daniel Schulte

Absent: Council Member Fred Minturn (Absence excused by City Council)

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE OCTOBER 20, 2009 REGULAR COUNCIL MEETING

The minutes of the October 20, 2009 Regular Council Meeting were approved with amendments on motion by Council Member Hunt, seconded by Council Member Boyce and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Janice Pemberton, 62 Michaux Court commented regarding reforming Boards, Committees, and Commissions

PUBLIC HEARING

Planning Commission Chair Mary Matuja presented the following petition, and indicated that Attorney Larry Scott, representing Mr. Krueger, was present to answer any questions.

A. 665 Lake Shore Road; 2009-04 (Mr. James Chad Krueger); Petitioner requests for the following:

**Request to split an existing 303 foot wide property into two separate, buildable lots
(voted on by City Council)**

Planning Commission Chair Mary Matuja described the request to divide the current property into two separate lots. The Planning Commission recommended approval of the proposed lot split, effective as of the date of the removal of the current house, conditioned on the portions of the property located between Lake Shore Road and Lake St. Clair (Parcels A2 and B2 on the plans) be noted as unbuildable. Mr. McInerney indicated that the proposed lot split has been reviewed for compliance with the requirements of the relevant ordinances.

Motion to approve the lot split at 665 Lake Shore Road as recommended by the Planning Commission was offered by Council Member Hunt, seconded by Council Member Schulte and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, and Schulte

NAYS: None

ABSTAINED: None

ABSENT: Council Member Minturn

Mayor Cooper then adjourned the meeting of the Council, which reconvened as the Board of Zoning Appeals to consider the following variance request:

A. 665 Lake Shore Road; 2009-04 (Mr. James Chad Krueger); Petitioner requests for the following:

- **Front yard setback along Oxford Road
(a variance of 19.71 feet for a distance of 72 feet, 6.5 inches).
(voted on by ZBA)**

Ms. Matuja also described the proposed variance. Mr. McInerney indicated that since the property is a corner lot, it is treated as fronting on both streets on which it is located, requiring compliance with front yard setback requirements on both streets. Petitioner requests a variance of the 100' Oxford Road setback requirement. This variance will place a new home in the same location relative to Oxford Road as the home being replaced. He stated that the practical difficulties identified by the Planning Commission were the extremely deep required setback from Oxford, the small buildable envelope considering the large lot configuration of the two Lake Shore lots, and the effect of the Oxford boulevard in relation to the setback. Petitioner was informed that the variance, if granted, is valid for only one year and if construction has not begun at that point the applicant would need to submit a new application for consideration. There being no comments from the public, motion approving this variance for a front yard setback as recommended by the Planning Commission was offered by Council Member Kedzierski, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, and Schulte

NAYS: None

ABSTAINED: None

ABSENT: Council Member Minturn

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Plante & Moran Audit Presentation

Ms. Ricketts presented Plante & Moran's representatives to the Council. Mr. David Herrington and Ms. Jenny Cederstrom reviewed 1) Audit report for year ended March 31, 2009, (the Village's last audit report prior to becoming a city); and 2) the City's three month audit report covering the period of April 1, 2009 through June 30, 2009. The reports give the Village's and City's financial condition an "Unqualified Opinion" which, the auditors explained, is the best opinion available. A lengthy discussion ensued, during which the auditors answered questions posed by members of the Council.

PUBLIC COMMENT ON AUDIT PRESENTATION

Mr. John Booth, 980 Lake Shore Road spoke to the financial condition of the city.

After no further comments from the public, Mayor Cooper thanked Plante & Moran representatives for attending the meeting. Motion to place the audit on file was offered by Council Member Hunt, seconded by Council Member Boyce and carried by the following vote:

AYES: Mayor Cooper, Council Members Boyce, Hunt, Graziani, Kedzierski, and Schulte

NAYS: None

ABSENT: Council Member Minturn

2. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Hunt, and seconded by Council Member Boyce.

3. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Recent completion of training opportunities for three Public Safety Clerks (Miller, Chauvin and Stephens).
- H1N1 vaccinations to officers.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Curbside leaf pick-up.
- Thanksgiving Day Holiday rubbish schedule.

D. Park and Harbor

1. Monthly Update

City Manager Vick, read Park Director Jim Cooke's written report on the following park and harbor activities:

- Halloween "BooFest" attendance.
- Harbor winterization.
- Fall clean-up and holiday decorating.
- Annual Holiday Lighting Celebration.

2. Harbor Update

Park and Harbor Liaison Schulte reported on the following:

- North concrete wall repair cost
- Kayak Rack costs

E. Legal Report

City Attorney Mark McInerney reported on the following:

- Newly elected Municipal Judge Ted Metry – Tentatively scheduled to start serving Grosse Pointe Shores in January, 2010.

F. Manager's Report

Manager Brian Vick reported on the following:

- Grosse Pointe Chamber of Commerce/Grosse Pointes Community Survey.
- GPSIF approval of \$3,700 for replacement of GPS Basketball Court.
- 2009 Halloween BooFest expenses.
- Response to inquiry regarding GPYC Taxes/SEV.
- DPW acknowledgement of quick removal of leaves.
- November 2009 Election - Acknowledgement of Election Administrator Tom Krolczyk and election workers.

G. Mayor's Report

Mayor Cooper reported on the following:

- November 29th Annual Holiday Lighting Celebration.

OLD BUSINESS

A. Water System – Presentation by Hubbell, Roth & Clark.

Hubbell, Roth and Clark Representatives Tom Biehl and Jamie Burton were present to update the Council regarding water supply scenarios. These updates highlighted the following:

- New Detroit Water Rates for upcoming year and renewal deadline dates.
- Distance and Elevation Factors.
- Grosse Pointe Woods scenario.
- City of Grosse Pointe Farms scenario.

B. Televising Council Meetings – Implementation Plan

Council Member Schulte has prepared a proposed implementation plan for Council consideration. Manager Vick informed Council that our IT consultant made the necessary changes to our internal network to allow the starting and stopping of the taped transmission to be executed by our employee at the dispatch desk. This is the cheapest solution and will present challenges but will be a work in process during this six month trial period. The Council agreed to televise taped Council meetings on a six month trial basis three times per week, with a viewing schedule and agenda to be posted on Channel 12 and the website, and staff will attempt to include a countdown prior to airing the meeting.

NEW BUSINESS

A. Committee of the Whole

Mr. Vick recommended that due to the recent trend in attendance by elected officials at committee meetings and the importance of topics discussed, that the City Council should consider moving from the Finance Committee concept and instead begin meeting as a Committee of the Whole. His recommendation is that the Committee of the Whole begin meeting on a monthly basis to discuss the budgetary and financial matters which will need to be addressed in anticipation of the 2010-2011 Fiscal Year. This would be an open meeting, scheduled to meet the first Tuesday of the month.

Motion to approve the Committee of the Whole as recommended was offered by Council Member Hunt, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, and Schulte

NAYS: None

ABSENT: Council Member Minturn

PUBLIC COMMENT ON NON-AGENDA ITEMS

- Janice Pemberton, 62 Michaux Court - Spoke to the how potential Grosse Pointe Shores job openings are filled.
- Karl Tech, 90 Lochmoor Boulevard - Expressed support for the council and encouraged the community to work together through difficult economic times.

COUNCIL MEMBER COMMENTS

Council Member Kedzierski spoke regarding legacy costs.

Council Member Boyce reminded the audience of the GPSIF Holiday Home Tour scheduled for December 6th.

Council Member Schulte spoke regarding Roberts Rules and appropriate procedures regarding motions.

Council Member Graziani thanked audience members for attending the Council Meeting.

Council Member Hunt congratulated the GPSIF on their annual newsletter and thanked individuals who continually contribute to the GPSIF and encouraged others to join.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, December 15, 2009 and Tuesday, January 19, 2010 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 9:20 p.m. on motion by Council Member Hunt, supported by Council Member Boyce and carried by unanimous vote.



Brian P. Vick, City Clerk

**VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
SPECIAL CITY COUNCIL MEETING MINUTES
DECEMBER 1, 2009**

A Special Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, December 1, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Fred Minturn, Thaddeus Kedzierski, and Daniel Schulte

Also present: City Manager/ Clerk Brian P. Vick
Finance Director Rhonda Ricketts

All correspondence and reports relating to this meeting are either attached or placed on file.

SELECTION OF CHAIRPERSON FOR THE COMMITTEE OF THE WHOLE

Mayor Cooper explained the need to select a Chairperson for the Committee of the Whole. Motion by Cooper and Seconded by Minturn to select Mayor Pro Tem Brian Hunt as the Chair of the Committee of the Whole. Councilmember's discussed the merits of having one councilmember as Chairperson versus another councilmember. Following the discussion the motion was unanimously passed.

COUNCILMEMBER COMMENTS -

Councilmember Kedzierski stated that citizens be appointed to a finance advisory committee. It was agreed by the City Council that this will be a topic of discussion at the December 15th City Council meeting.

PUBLIC COMMENTS - None

ADJOURNMENT INTO COMMITTEE OF THE WHOLE

The Special Meeting of the Council was adjourned at 7:15 p.m. on motion by Council Member Kedzierski, supported by Council Member Graziani and carried by unanimous vote.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
December 15, 2009

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, December 15, 2009 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani
Brian Hunt, Thaddeus Kedzierski, Fred Minturn and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Park Director, James Cooke
Public Works Director Brett Smith
Public Safety Director, Stephen Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE NOVEMBER 17, 2009 REGULAR COUNCIL MEETING

The minutes of the November 17, 2009 Regular Council Meeting were approved on motion by Council Member Boyce, seconded by Council Member Hunt and carried by unanimous vote.

APPROVAL OF THE MINUTES OF THE DECEMBER 1, 2009 SPECIAL MEETING

The minutes of the December 1, 2009 Special Meeting were approved on motion by Council Member Boyce, seconded by Council Member Hunt and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

James Anderson, 579 Lake Shore Road – Regarding City Council and maintaining city services.

Gloria Anton, 11 Willison – Regarding millage increase and City Council.

Jim Jacobs, 45 S. Edgewood – Regarding Board of Review appointments and procedures.

Janice Pemberton, 62 Michaux Court – Regarding city services and cost savings.

INTRODUCTION OF NEWLY ELECTED MUNICIPAL JUDGE

Mayor Cooper introduced and welcomed newly elected Municipal Judge Ted Metry who will preside over the Grosse Pointe Woods Municipal Court – Shores Division effective January 1, 2010.

Judge Metry addressed the Council with a brief description of his background and stated he is looking forward to serving as Municipal Judge in Grosse Pointe Shores.

PUBLIC HEARING

Mayor Cooper then adjourned the meeting of the Council, which reconvened as the Board of Zoning Appeals to consider the following variance request:

Planning Commission Chair Mary Matuja presented the following petition:

A. 67 Vernier Road 2009-06 (Mr. and Mrs. John Salvador); Petitioner requests for the following:

- **To build an addition on a *non-conforming* lot.**

Ms. Matuja described the proposed variance and stated that it was unanimously recommended for approval by the Planning Commission at their November 10th meeting. She also stated that there are no objections from surrounding neighbors. Mrs. Salvador addressed the Council to thank them and the Planning Commission for considering their request. Mr. McInerney then stated that the petitioners are in compliance with all of the setback and height requirements, that a variance is necessary solely because the Salvadors' lot size is nonconforming, and that the practical difficulty is the small size of the lot. There being no comments from the public, motion approving the variance to construct an addition on a *non-conforming* lot was offered by Council Member Boyce, seconded by Council Member Schulte and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, Minturn and Schulte

NAYS: None

ABSTAINED: None

ABSENT: None

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Minturn, and seconded by Council Member Boyce.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

3. Citizens Committee Discussion

In response to a previous request to consider the formation of citizen committees, Mr. Vick researched Grosse Pointe City's Citizen's Ad Hoc Advisory Committee and gave a brief scenario of what their process involved.

A lengthy discussion evolved between the Council and Mr. Vick. Following this discussion it was the general consensus of the Council that the city will encourage resident participation at the Committee of the Whole meetings as well as public forums throughout the budget preparation process. It was suggested to engage in a town hall setting at the Committee of the Whole meeting where more residents could participate by offering their ideas and comments.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Poloni reported on the following:

- Recent completion of several training opportunities for departmental employees.
- State of Michigan ambulance and facilities inspection.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Leaf season
- Holiday decorations
- Fire Hydrant winterization
- Road salting preparation

D. Park and Harbor

1. Monthly Update

Park Director Jim Cooke reported on the following park and harbor activities:

- Annual Holiday Lighting Celebration
 - Winter activities
 - Harbor winterization
 - Winter park hours
- ##### 2. Harbor Update

Park and Harbor Liaison Schulte reported on the following:

- December 9th Harbor Ad Hoc Committee Meeting update
- Clean Marina Program
- Progress of break wall repairs
- Harbor occupancy proposal

E. Legal Report

City Attorney Mark McInerney reported on the following:

- Newly Elected Municipal Judge Ted Metry – Confirmed to start sitting in Grosse Pointe Shores effective January 1, 2010.
- Planning Commission Master Plan Implementation update
- Change in Monthly Planning Commission Meeting dates to the 4th Tuesday of each month.

F. Manager's Report

Manager Brian Vick reported on the following:

- Commended DPW on efficient leaf collection season.
- Suggestion to review and update Leaf Collection Ordinance.
- DWSD Negotiation update.
- Distribution procedure for materials requested by Council Members.
- Numerous cost saving steps that have been implemented.

G. Mayor's Report

Mayor Cooper reported on the following:

- Thanked committee members and welcomed new members to committees and commissions.
- Wished all citizens a happy and safe holiday season.

OLD BUSINESS

A. Memorandum of Agreement (PEG)/Grosse Pointe War Memorial

Mr. Vick informed the Council that with the approval of the franchise agreement with Comcast earlier this year, each Grosse Pointe council authorized Comcast to send the PEG fees directly to the Grosse Pointe War Memorial. AT&T, which has an existing franchise agreement with the Grosse Pointe Communities, has been sending their funds to each community. A formalized "Memorandum of Understanding" between each Grosse Pointe community and the War Memorial has been drafted for consideration. This memorandum authorizes the direct remittance of PEG fees by both Comcast and AT&T to the Grosse Pointe War Memorial.

Discussion ensued between the Council, Mr. Vick, and Mr. McInerney with concern over section 6 (Indemnification, Insurance and Liability for Damages) of the agreement. After this discussion it was decided that no action would be taken by the City Council on this agreement at this time.

NEW BUSINESS

A. Municipal Judge - Agreement

Mr. Vick recommended that the City Council enter into an agreement with Theodore Metry for services as Municipal Judge and that the City Manager be authorized to execute said agreement on behalf of the City. Motion to approve this agreement was offered by Council Member Hunt, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, Minturn, and Schulte

NAYS: None

ABSENT: None

B. Resurfacing Project – Lake Shore (North of Vernier)

Mr. Vick addressed the Council regarding the Lake Shore Road (North of Vernier) resurfacing project. Lake Shore Road south of Vernier Road is slated for resurfacing in 2010 as a Wayne County project in conjunction with the federal government's American Recovery and Reinvestment Act (ARRA). Lake Shore Road north of Vernier Road is a local jurisdiction road and has been selected as a FY 2011 STP-U program with construction likely to take place in summer 2012. With a construction cost of \$1.1 million plus engineering (approximately \$150,000) the City would be responsible for approximately \$370,000 toward the Lake Shore Road north of Vernier project through the typical STP-U program.

The city was recently notified that there is a potentially small amount of ARRA money available for projects on the STP-U list. The City must submit a special MDOT application that is due December 30, 2009 to be considered for this ARRA money. If the Lake Shore Road north of Vernier Road project were selected to be constructed with remaining ARRA dollars, the City would be responsible for only preconstruction engineering costs. Hubbell, Roth and Clark has compiled a Proposal for addressing the task and associated cost for submitting this application on such short notice.

Motion to approve Mr. Vick's recommendation that the City Council accept the HRC proposal to provide preliminary engineering services associated with the Lake Shore Road north of Vernier Road resurfacing project was offered by Council Member Hunt, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, Minturn, and Schulte

NAYS: None

ABSENT: None

C. Appointments to Board of Review

As outlined in the City Charter, and in anticipation of the March 2010 Board of Review Meeting, Mayor Cooper recommended the appointment of the following residents to the Board of Review:

John Lizza (Chair)	28 Fordcroft	(3 year term)
Kim Schmidt	758 Shelden	(2 year term)
Vincent LoCicero	68 Vernier	(2 year term)
Janice Pemberton	62 Michaux Court	(1 year term) alternate
Alex DePetro,	48 Hawthorne	(1 year term) alternate

Motion to accept the appointments as submitted was offered by Mayor Cooper, seconded by Council Member Hunt and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski and Minturn
NAYS: Council Member Schulte
ABSENT: None

PUBLIC COMMENT ON NON-AGENDA ITEMS

John Booth, 980 Lake Shore Road – Commented regarding consumption of time on organizational and informational matters at meetings; Encouraged early availability of meeting information.

Harry Kurtz, 20 N. Duval -- Expressed gratitude to Council, Administration, and Corporation Counsel.

COUNCIL MEMBER COMMENTS

Council Member Kedzierski suggested increasing the number of residents that are appointed to the various City Committees and thanked audience members for attending tonight's meeting.

Council Member Boyce thanked participants involved in making the GPSIF Holiday Home Tour a success and wished everyone a great Holiday Season.

Council Member Minturn thanked individuals for attending and wished them a Happy Holiday.

Council Member Schulte wished everyone a Happy Holiday and thanked them for coming; Questioned subject matter of Closed Session Meeting.

Council Member Graziani thanked residents for attending and sharing their views and wished all a very blessed Christmas and healthy, happy New Year.

Council Member Hunt wished everyone a Merry Christmas, thanked the residents for coming to express their suggestions, and encouraged continued participation.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, January 19, 2010 and Tuesday, February 16, 2010 at the GPS Municipal Building.

CLOSED SESSION

Mayor Cooper asked for a motion and a roll call to enter into closed session.

ROLL CALL VOTE ON CLOSED SESSION FOR CONSIDERATION OF A WRITTEN LEGAL OPINION AS PERMITTED BY 15.268 8(h) OF THE OPEN MEETINGS ACT.

AYES: Mayor Cooper, Council Members Boyce, Graziani, Hunt, Kedzierski, and Minturn
NAYS: Council Member Schulte

ABSENT: None

The motion carried, 6-1.

ADJOURNMENT

The meeting of the Council was adjourned at 8:55 p.m. on motion by Council Member Hunt, supported by Council Member Boyce and carried by unanimous vote.

Brian P. Vick, City Clerk